#### \* \* \* \* \* \* \* \* \* \* FINDINGS OF FACT AND CONCLUSIONS OF LAW

The Petitioners herein request a special hearing to approve an amendment to the previously approved site plan in Case No. 85-126-A to permit a modified parking plan, pursuant to Section 409.12B of the Baltimore County Zoning Regulations (B.C.Z.R.), which a) provides some of the required parking more than 500 feet walking distance from the principal building entrance; b) permits fewer than 50% of the on-site parking to not have direct access to an aisle and to be parked by direction rather than by an attendant; and c) provides 112 parking spaces on a satellite lot from which shuttle bus service is provided, all as more particularly described in Petitioner's Exhibit 1.

Hearings were held in the above-referenced matter on October 30. 1990, January 17th, March 12th, and March 21st, 1991. At the original hearing on October 30, 1990, the Petitioners, by Reverend Bart Pierce, appeared, testified and were represented by Deborah C. Dopkin, Esquire. Also appearing on behalf of the Petition were Chris Trionfo, Church Elder and principal of Hopkins Construction; Mel Munk, Business Manager of the Church; Dick Baummer, Project Manager with Daft-McCune-Walker, Inc., and Wes Guckert, expert Traffic Engineer with The Traffic Group. Appearing as Protestants in the matter were Edward and Carmella Veit, adjoining property owners, and the Cromwood-Coventry-Satyr Hill Association, represented by all parties at the original hearing were present. In addition, Rocky Powell of the Baltimore County Department of Environmental Protection and Resource Management (DEPRM), Tom Lucas, a Church Elder responsible for parking, and George Gavrelis, expert Land Planner with Daft-McCune-Walker, Inc., appeared and testified on behalf of the Petition. Mr. Tanczyn withdrew his clients' opposition, and the Chatterleigh Association, represented by John Pieifer and V. Charles Rinaudo, appeared and testified. At the hearing held on March 12, 1991, Michael Gisriel, Esquire entered his appearance on behalf of Mr. & Mrs. Veit.

Michael Tanczyn, Esquire. At the continued hearing on January 17, 1991,

Testimony indicated that the subject property, known as 1607 Cromwell Bridge Road, consists of 23.90 acres more or less zoned D.R. 2 and is improved with a church, known as the Rock Church, and other related facilities. Rev. Pierce testified that the Rock Church of Baltimore is a non-denominational pentecostal Biblical church affiliated with the Rock Church of Virginia Beach, one of 40 affiliated churches offering services domestically and abroad, including outreach and ministries in third world and developing countries. He testified that the Rock Church of Baltimore has existed at the subject location for 10 years and offers several church services and related activities. Rev. Pierce testified that the Church affiliated school, the Rock Church Academy, is a kindergarten through 12th grade school which conducts and sponsors numerous academic, youth, sports and related social activities on the site. It has a current enrollment of approximately 200 students whose families are church members. He indicated that a day care center is also housed on the site and though run by the Church, is open to the surrounding community. It operates five days a week from 7:00 AM to 5:30 PM. The Church's outreach covers a variety of

- 2-

Nehemiah House, a men's shelter (run off-site in conjunction with Baltimore County), providing services at local jails and at the Hickey School, and sponsoring inner city block parties and meals for the needy at Christmas and on other occasions. Rev. Pierce testified the Petitioners have outgrown their present

ongoing and growing activities, including a home for unwed mothers,

sanctuary and are desirous of constructing a new sanctuary on the site as depicted on Petitioner's Exhibit 1. The original plan presented was for the 14.32 acres on which the sanctuary will be built; however, Petitioners, as required, modified the site plan to incorporate the acreage on which the existing church and school are located as parking in said area is also needed to support Petitioners' request. The modified plan has been marked Petitioner's Exhibit A. The proposed sanctuary will have a seating capacity of 3,096, thereby necessitating the requested modified parking plan. Rev. Pierce testified that Sunday morning services have grown from an initial small group of worshippers to approximately 1000 worshippers during the eight years he has officiated. He indicated that membership is presently between 600 and 650, primarily from the surrounding area. Rev. Pierce Pierce testified that currently, major services are held in the school gymnasium and regularly scheduled services are held on Thursday evenings at 7:30, Sunday mornings at 10:30, and Sunday evenings at 7:30. He testified that approximately 400 to 500 worshippers attend each evening service. Rev. Pierce indicated that he anticipates continued growth in membership \comparable to that which has occurred over the past eight years and that the proposed sanctuary has been designed to accommodate such growth.

Chris Trionfo, Church elder responsible for coordinating the construction of the new sanctuary, testified to the need for the modified

parking plan based on existing improvements, environmental constraints, and cost considerations. Mr. Trionfo also testified as to alternative plans considered by the Church and the reasons each was rejected. In his opinion, strict compliance with the B.C.Z.R. would result in practical difficulty and unreasonable hardship for the Church due to the unique physical and environmental nature of the site.

Richard Baummer, project manager, testified to the character of the general area and surrounding uses. Mr. Baummer described the proposed development and parking plan, addressing the specific modifications which are the subject of this Petition as required by DEPREM. Mr. Baummer addressed the comments submitted by the Zoning Plans Advisory Committee, including State Highway Administration concerns and indicated that in his opinion, strict compliance with the B.C.Z.R. would result in practical difficulty and unreasonable hardship for the Church.

Mel Munk, business manager, described his responsibilities for the physical condition of the Church buildings, grounds and vehicles. He testified the Church has written permission from the principal of Loch Raven High School to use the school parking lot on Sundays. Testimony indicated the School lot is across Cromwell Bridge Road from the Church and that only passenger vehicles, excluding buses, park at the school. Mr. Munk testified that no loading, service, or any use other than parking occurs on the lot and that the method and area of operation, and permitted hours of use are specified and regulated to the extent within the Church's control. Testimony indicated that Petitioner has used the Loch Raven High School for additional parking for the past several years. Mr. Munk further testified that the school has used the Church facilities from time to time and that by working together, the two institutions have successfully avoid-

ed conflicts in scheduling. Mr. Munk testified the Congregation is informed of the parking ministry from the pulpit and by the Church bulletin. Testimony indicated the Church will subject itself to any conditions not listed above which, in the judgment of the Deputy Zoning Commissioner, are necessary to ensure that the use of the parking lot will not be detrimental to adjacent properties. Mr. Munk presented a letter he received from the Huntleigh Development, marked Petitioner's Exhibit 6, indicating their support of this Petition. Mr. Munk also testified that he was contacted by members of the community relative to the need for a traffic light at Cowpens Avenue, seeking the Church's support.

Wes Guckert, traffic engineer and President of The Traffic Group, testified on behalf of the Petition. He testified he had inspected the site, investigated the existing and proposed parking plans and hours of operation, and conducted a traffic study of conditions in the area. The study concluded that, assuming a worst-case scenario (traffic arrives and leaves within a one hour period on Sunday mornings), the level of service on adjoining roads and intersections and site access remained at "A" level without an adverse traffic impact. Mr. Guckert further testified that the plan proposes to reconfigure the access at Cromwell Bridge Road, and would be further improved by the installation of a traffic light. Mr. Guckert testified his firm had observed the traffic ministry and consulted with members of the Church in planning operations to insure vehicular and pedestrian safety, addressing issues such as circulation, pedestrian walkways, crossings, and phasing the use of the lots and school parking. Mr. Guckert then summarized the recommended parking operations, the phasing of parking, and location of attendants. He estimated that the plan would be operation-

Sunday mornings. Mr. Guckert testified that the B.C.Z.R. standard of one space for four seats was inclusive of all uses on the site. When asked about access through Dunwoody Road, Mr. Guckert indicated that vehicular access would be blocked, but emergency vehicles could enter the site, if necessary. It was Mr. Guckert's opinion that from a traffic point of view, strict compliance with the B.C.Z.R. would result in undue hardship to the Church; that the hardship was peculiar to the site due to topographical conditions and that the modified plan as proposed is in harmony with the spirit and intent of the zoning regulations. In his opinion, the relief requested, if granted, would not create any traffic hazard and/or injury to the public health, safety or general welfare.

At the continued hearing on January 17, 1991, Rocky Powell of DEPRM confirmed the fact that his Department sought and supports the modified plan. Mr. Powell further testified that the proposed plan will treat and control storm water run-off from the Beltway, currently untreated, which will result in an improvement in water quality over existing conditions. In addition, the modified plan reduces the area of disturbance. retains a greater number of trees, and minimizes the use of slopes on the site. Mr. Powell testified that development of the site as proposed would have no substantial adverse impact on the domestic water supply for the adjoining residential properties.

Tom Lucas, an elder of the Church, testified to the operational parking plan anticipated for the proposed sanctuary. Mr. Lucas has been responsible for the parking ministry for the past seven years. He testified to the limited hours each week when maximum demands on parking arise. Mr. Lucas testified that the operational plan was developed with an expert traffic angineer to insure the safe and efficient control of traffic at

peak hours, both for pedestrian and vehicular safety. He described in detail the proposed operation, including scheduling, training of attendants, training and investigation of drivers for the buses, stations to which attendants are assigned, pedestrian and vehicular flow and circulation, phasing of lots, timing, use and parking of buses. In addition, Mr. Lucas described contingency plans for medical and weather emergencies and for alternate attendants in the event of absences. He also indicated Petitioners in the past had obtained the permission of the Lutheran High School and MTA to use their parking lots when the school lot was unavailable. Mr. Lucas also testified regarding provisions for snow and ice removal and indicated that during his seven years' experience, there had been no accidents involving personal injury.

George Gavrelis, with Daft-McCune-Walker, Inc., testified as an expert witness in the field of planning. Mr. Gavrelis described the subject site, and indicated that he had observed it and the surrounding area, both during the week and during Sunday worship services. Mr. Gavrelis described the property, improvements thereon, and its physical characteristics. In his testimony, he noted that a tour of the nearby neighborhoods revealed that religious institutions have chosen locations which offer high accessibility to Beltway interchanges. He characterized the subject site as being defined by steep slopes, adjoining roads and the Beltway. Mr. Gavrelis testified that all site edges are heavily wooded with mature trees, and that a B G & E electrical power transmission line exists on the north slope parallel to Cromwell Bridge Road. In his opinion, the plan presented creates a visual green edge around the proposed development. Mr. Gavrelis testified these physical characteristics result in two component areas suitable for development due to slope constraints; one on which

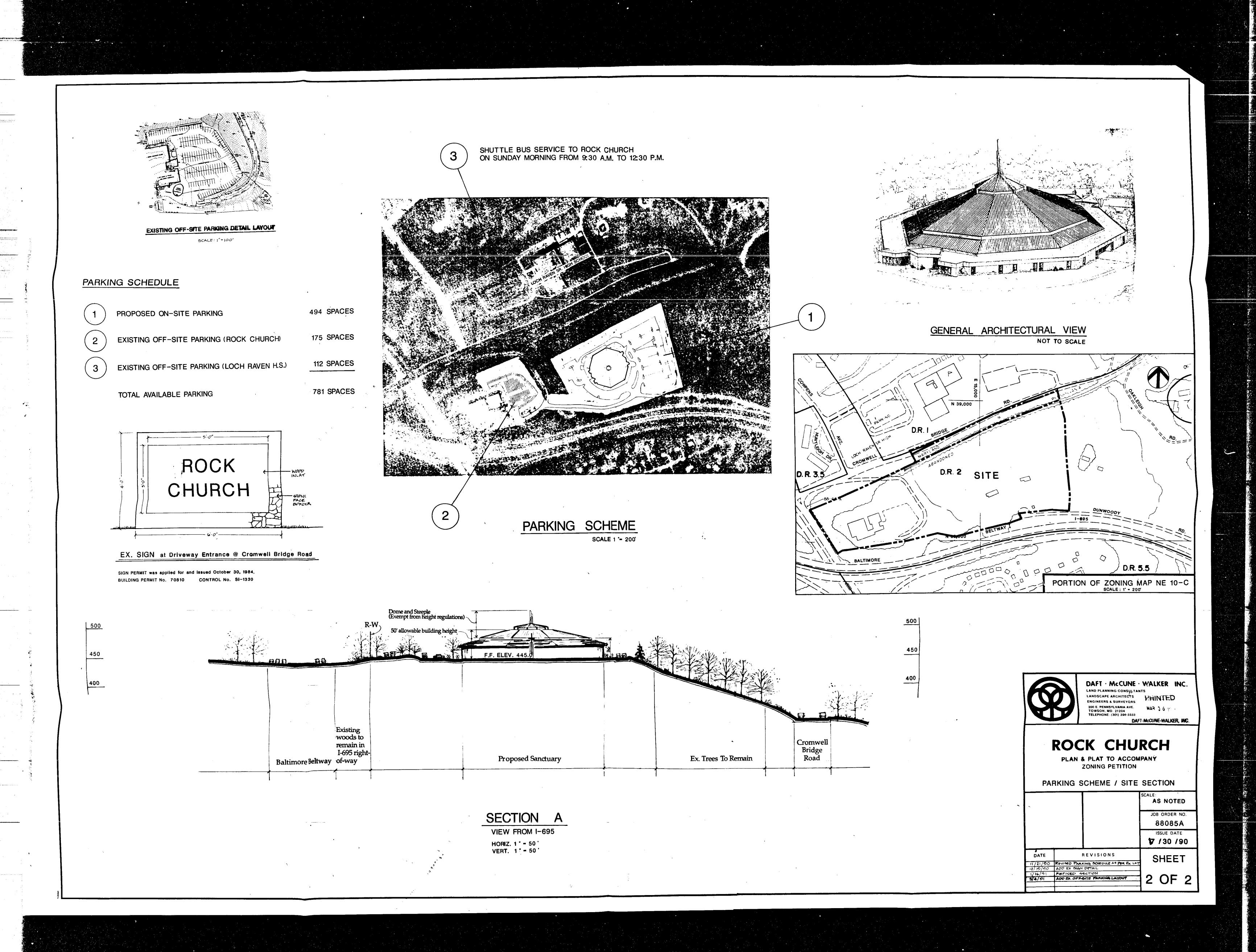
prevent consolidating the existing and expanded facilities into a central core and have resulted in a development pattern which must be compacted to respect the physical and environmental constraints. Mr. Gavrelis also testified that the subject property does not adjoin any development and abuts only one dwelling, which is separated by the required 75-foot residential transition area plus an additional 30 feet which will be enhanced by further landscaping. Mr. Gavrelis also testified that the number of spaces proposed to be stadium parked, that is without access to aisles, does not exceed 30% of the overall parking spaces provided. In his opinion, the modified plan would not adversely impact surrounding communities, nor would the proposed use be contrary to the standards set forth in Section 502.1 of the B.C.Z.R. Mr. Gavrelis further testified that based on the unique characteristics of the site, strict compliance with the requirements of the zoning regulations would render conformance unnecessarily burdensome and result in an undue hardship for the Church. He concluded that, in his opinion, the granting of the relief requested would not work an injustice on the Church or other property owners in the area, and that the spirit and intent of the zoning regulations would be observed and the

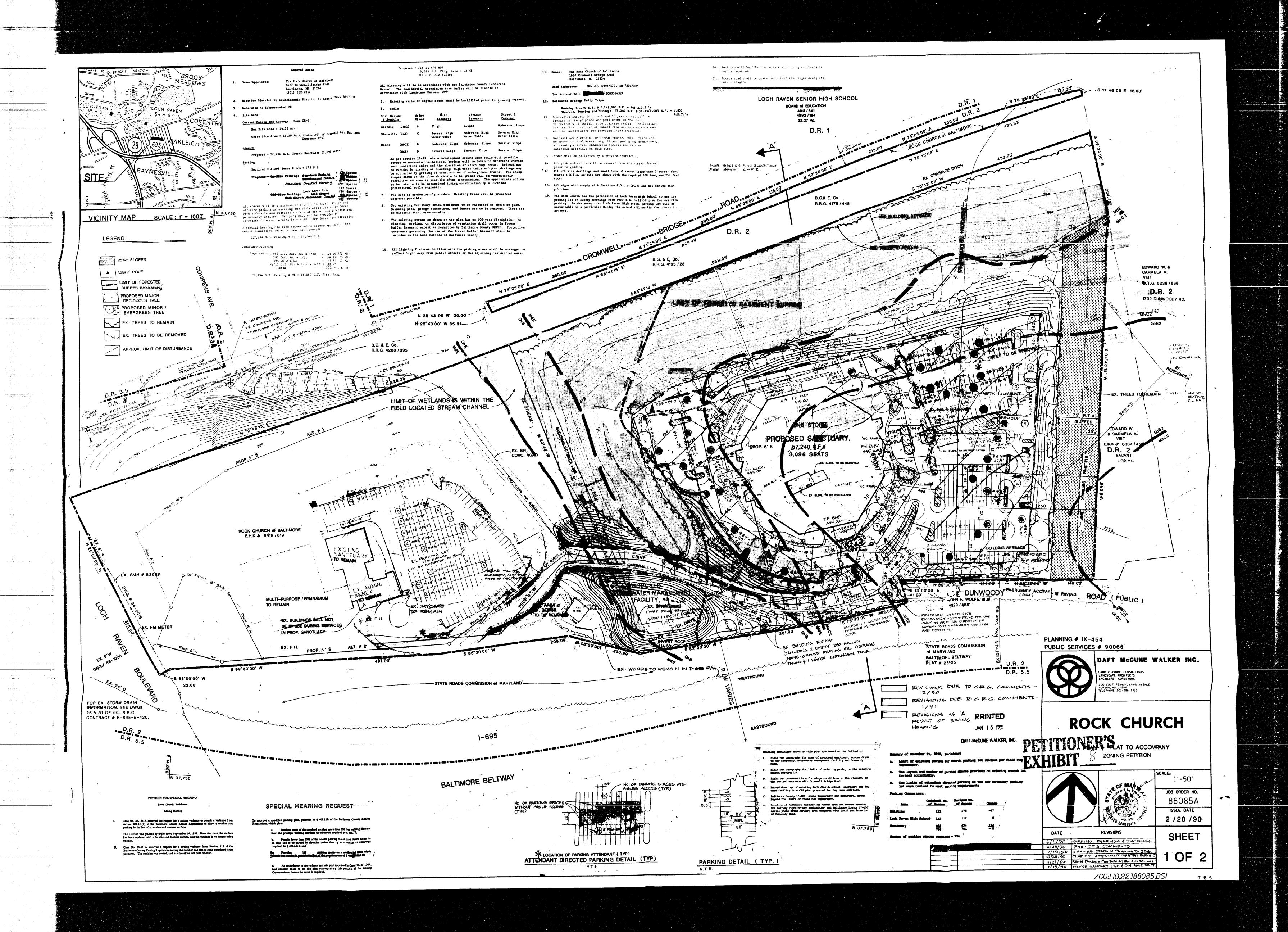
the existing facilities are located and the other on which the proposed

new sanctuary is to be located. He indicated the physical constraints

In the first two days of hearings, the Protestants questioned whether Petitioners had complied with a previously approved landscape plan. At the January 17th hearing, the Church stipulated that it would  ${f J}_{
m survey}$  the planting at the site, determine any action required to conform the site to County requirements, and submit and implement a landscape plan to correct any deficiencies. A landscape plan was submitted to Baltimore

public safety and welfare secured.





County on January 7, 1991, and subsequently approved. That plan has been modified in connection with an agreement between the Church and the Chatterleigh Association.

There was also testimony and cross examination relating to the use of Dunwoody Road for access to the new sanctuary. Testimony by the Church, consistent with the requirements of the CRG plan, was that the Church does not intend to use Dunwoody Road, but Baltimore County is requiring that emergency access be maintained.

At the hearing of March 12, 1991, the Protestants, by John Pfeifer, Esquire, and V. Charles Rinaudo, Esquire, on behalf of the Chatterleigh Association, and Michael Gisriel, Esquire, on behalf of Mr. & Mrs. Veit, appeared and testified that after numerous meetings, the parties had reached agreements and the Protestants would be withdrawing their objections subsequent to the receipt of a written agreement. For that reason, the parties requested that the case be continued until the agreed upon date of March 21, 1991. All parties agreed that if the Protestants did not appear at the hearing on March 21, 1991, they had withdrawn their objections to the request. At the hearing held on March 21, 1991, Pelitioners, by Rev. Pierce, appeared, testified and were represented by Counsel. No Protestants appeared.

After confirming that Petitioners had obtained the consent of all parties, the Deputy Zoning Commissioner expressed concerns due to the size of the proposed sanctuary, traffic that would be generated, parking arrangements, and site constraints regarding ingress and egress to the Site. For that reason, the Petitioners and the Deputy Zoning Commissioner discussed and agreed upon appropriate restrictions which would require a re-examination of the site relative to traffic, parking, etc., once there

- 9-

is a substantial increase in the number of members attending the services. Petitioners were advised that a review of the operation by the Baltimore County Fire Department and Department of Traffic Engineering would be required at such time when the sanctuary was being used at a capacity of 2500 individuals. Petitioner was further advised that the study would be conducted over a minimum six-month period which must include the winter months of December through February. It was understood that the appropriateness of any increase in the seating capacity of 2500 would be based upon the findings of the aforementioned studies (See Restriction 4 set forth hereinafter).

After due consideration of the testimony and evidence presented, it is clear that practical difficulty or unreasonable hardship would result if the relief requested in the special hearing were not granted, subject to restrictions. It has been established that the requirements from which the Petitioner seeks relief would unduly restrict the use of the land due to the special conditions unique to this particular parcel. In addition, the relief requested will not be detrimental to the public health, safety, and general welfare.

Pursuant to the advertisement, posting of the property, and public hearing on this Petition held, and for the reasons given above, the special hearing should be granted.

THEREFORE, IT IS ORDERED by the Deputy Zoning Commissioner for Baltimore County this 30 day of May, 1991 that the Petition for Special Hearing to approve an amendment to the previously approved site plan in Case No. 85-126-A to permit a modified parking plan, pursuant to Section 409.12B of the Baltimore County Zoning Regulations (B.C.Z.R.), which a) provides some of the required parking more than 500 feet walking dis-

PETITION FOR SPECIAL HEARING

The undersigned, legal owner(s) of the property situate in Baltimore County and which is described in the description and plat attached hereto and made a part hereof, hereby petition for a Special Hearing under Section 500.7 of the Baltimore County Zoning Regulations, to determine whether or not the Zoning Commissioner and/or Deputy Zoning Commissioner should approve

Property is to be posted and advertised as prescribed by Zoning Regulations.

tions of Baltimore County adopted pursuant to the Zoning Law for Baltimore County.

ORDERED By The Zoning Commissioner of Baltimore County, this \_\_\_\_\_

required by the Zoning Law of Baltimore County, in two newspapers of general circulation through-

out Baltimore County, that property be posted, and that the public hearing be had before the Zoning

Commissioner of Baltimore County in Room 106, County Office Building in Towson, Baltimore

County, on the \_\_\_\_\_\_ 30 day of \_\_\_\_\_ Cet\_\_\_\_, 19 90, at 9.30 o'clock

I, or we, agree to pay expenses of the above Special Hearing advertising, posting, etc., upon filing of this Petition, and further agree to and are to be bound by the zoning regulations and restriction.

See Attached

Legal Owner(s):

Rock Church

(Type or Print Name)

Rev. Bart Pierce

19 90, that the subject matter of this petition be advertised, as

(Type or Print Hame)

1607 Cromwell Bridge Road

Baltimore, Maryland 21234

Name, address and phone number of legal owner, con-

tract purchaser or representative to be contacted

J. Robert Haires,

Zoning Commissioner of Baltimore County

I/We do solemnly declare and affirm,

NEW

DATE 1124-11

\_\_\_\_

\_\_E.3

under the penalties of perjury, that I/we

are the legal owner(s) of the property

which is the subject of this Petition.

TO THE ZONING COMMISSIONER OF BALTIMORE COUNTY:

Contract Purchaser

City and State

71. M.

Deborah C. Dopkin

(Type or Print Name)

Towson, Maryland 21204

MON. / TODG. / MEDICAL POR MEDICALE PROPERTY OF THE 2 A

Attorney's Telephone No.: \_\_825-1099

(Type or Print Name)

tance from the principal building entrance; b) permits fewer than 50% of the on-site parking to not have direct access to an aisle and to be parked by direction rather than by an attendant; and c) provides 112 parking spaces on a satellite lot from which shuttle bus service is provided, in accordance with Petitioner's Exhibit A, be and is hereby GRANTED. subject. however, to the following restrictions which are conditions precedent to the relief granted:

> 1) The Petitioners may apply for their building permit and be granted same upon receipt of this Order; however, Petitioners are hereby made aware that proceeding at this time is at their own risk until such time as the 30-day appellate process from this Order has expired. If, for whatever reason, this Order is reversed, the Petitioners would be required to return. and be responsible for returning, said property to its original condition.

> 2) Prior to the issuance of any permits, Petitioners shall submit a landscaping plan which has been approved by the Director and/or Deputy Director of Planning. Said plan must first be submitted to Michael Tanczyn, Esquire and John Pfeifer, Esquire for verification that said plan is as agreed upon between the parties. The approved landscaping shall be implemented prior to the issuance of any occupancy permits for the new sanctuary unless determined by the Office of Planning that landscaping cannot be completed for valid reasons, such as seasonal weather conditions.

3) When the sanctuary is in use, there shall be no separate functions held in any of the other buildings on the site.

4) When attendance reaches 2500, there shall be no further increase in attendance until Petitioners have notified in writing, the Fire Department and the Department of Traffic Engineering and have provided said Departments a minimum six-month period to monitor the traffic and parking generated from the site. Said period must include the winter months of December through February. If either Department notifies the Zoning Commissioner within said period that in their opinion, increasing the attendance from 2500 to 3,096 will create a safety and/or traffic problem, there shall be no use of the sanctuary for greater than 2500 individuals, unless Petitioners are authorized to

- 11-

increase the number after a public hearing and an Order modifying this restriction has been issued.

5) Petitioners are required to set forth by written notice to the Fire and Traffic Engineering Departments the date by which they must notify the Zoning Commissioner of any concerns they may have if the sanctuary is used for greather than 2500 individuals and shall file a copy of both letters to the Zoning Commissioner's Office for inclusion in the case file.

6) Prior to the occupancy and use of the proposed sanctuary, a traffic signal must be installed at the proposed entrance to the site at Cowpens Avenue and Cromwell Bridge Road, unless the Department of Traffic Engineering and State Highway Administration determines it is unnecessary.

7) The use of Dunwoody Road shall be limited to emergency access only.

3) When applying for any permits, the site plan and landscaping plan filed must reference this case and set forth and address the restrictions of this Order.

- MNG kow.

ANN M. NASTAROWICZ

Deputy Zoning Commissioner for Baltimore County

PETITION FOR SPECIAL HEARING

Rock Church, Petitioner

91-94-SPH

To approve a modified parking plan, pursuant to § 409.12B of the Baltimore County Zoning Regulations, which plan:

> a. Provides some of the required parking more than 500 feet walking distance from the principal building entrance as otherwise required by § 409.7B;

> b. Permits fewer than 50% of the on-site parking to not have direct access to an aisle and to be parked by direction rather than by an attendant as otherwise required by § 409.4.B.1; and

> Provides 112 parking spaces on a satellite lot from which shuttle bus service is provided in lieu of the requirements of § 409.7B and C;

d. An amendment to the variance and site plan approved in Case No. 85-126A, and conform them to the site plan accompanying this petition, if the Zoning Commissioner deems the same is required.

DAFT-MCCUNE WALKER, INC. 200 East Pennsylvania Avenue Towson, Maryland 21204 301 296 3333 FAX 301 296 4705 Land Planning & Development Consultants

- 12-

91-94-5PH

To Accompany Zoning Petition

Description

23.9 Acre Parcel South Side of Interstate 695

Ninth Election District, Baltimore County, Maryland

Land Planning Engineering Landscape Architecture Surveying Computer Design

Beginning for the same at a point in the center of Cromwell Bridge Road, variable width, said point being Northeasterly 480 feet, more or less from the intersection of the centerline of Cowpens Road with the centerline of Cromwell Bridge Road, thence continuing to run and bind on the centerline of Cromwell Bridge Road, the six following courses and distances, viz: (1) North 75 degrees 25 minutes East 260 feet, thence (2) North 71 degrees 25 minutes East 200 feet, thence (3) North 69 degrees 25 minutes East 115 feet, thence (4) North 69 degrees 26 minutes East 213 feet, thence (5) North 74 degrees 05 minutes East 200 feet, and thence (6) North 78 degrees 35 minutes East 130 feet, thence leaving said centerline and running (7) South 09 degrees 34 minutes East 224.42 feet, and thence (8) South 04 degrees 46 minutes 19 seconds West 660.94 feet to intersect the northern right-of-way line of Interstate 695, thence running and binding on said right-of-way line, the ten following courses and distances, viz: (9) North 82 degrees 30 minutes West 149 feet, thence (10) North 89 degrees 30 minutes West 194 feet, thence (11) South 13 degrees 00 minutes East 41 feet, thence (12) South

HELLMAN & REDMOND

210 E. Lexington Street, Suite 400, Baltimore, Md. 21202

Michael Tanczyn, Esquire

Mr. William F. Gebhardt 1215 Brook Meadow Drive, Baltimore, Md. 21204

In the event any party finds the decision rendered is unfavorable, any party may file an appeal to the County Board of Appeals within thirty (30) days of the date of this Order. For further information on filing an appeal, please contact Ms. Charlotte Radcliffe at 887-3391. Very truly yours, ANN M. NASTAROWICZ Deputy Zoning Commissioner for Baltimore County 22 W. Pennsylvania Avenue, Suite 403, Towson, Md. 21204 John W. Pfeifer, Esquire 326 St. Paul Place, Suite 100, Baltimore, Md. 21202

Baltimore County Government Zoning Commissioner Office of Planning and Zoning May 30, 1991

887-3353

Deborah C. Dopkin, Esquire 405 Allegheny Avenue Towson, Maryland 21204

RE: PETITION FOR SPECIAL HEARING SE/Corner Cromwell Bridge Road at Loch Raven Boulevard (1607 Cromwell Bridge Road) 9th Election District - 4th Councilmanic District Rock Church - Petitioner Case No. 91-94-SPH

Dear Ms. Dopkin:

111 West Chesapeake Avenue

Towson, MD 21204

Enclosed please find a copy of the decision rendered in the above-captioned matter. The Petition for Special Hearing has been granted in accordance with the attached Order.

AMN:bjs cc: Michael Gisriel, Esquire

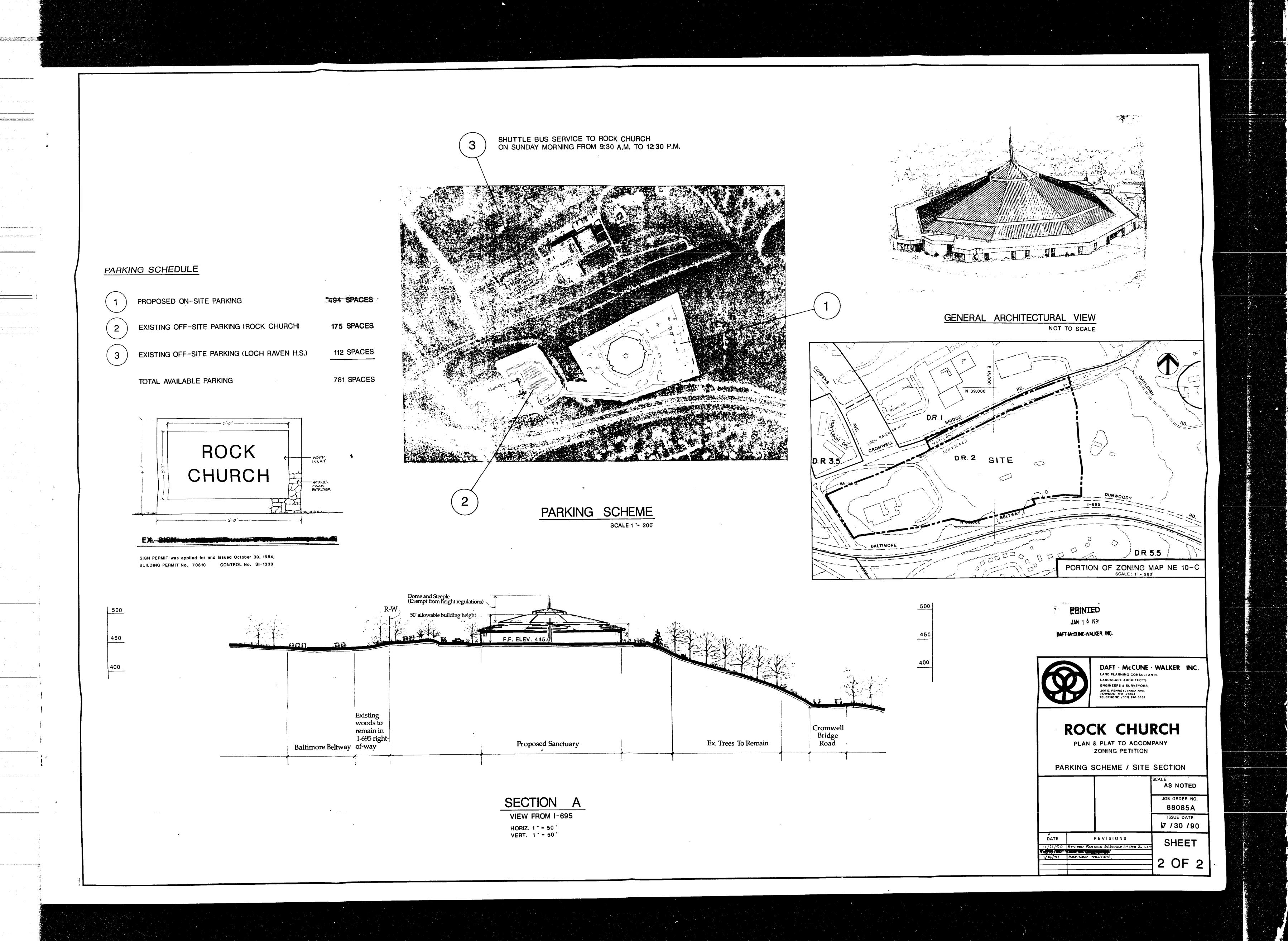
V. Charles Rinaudo, Esquire

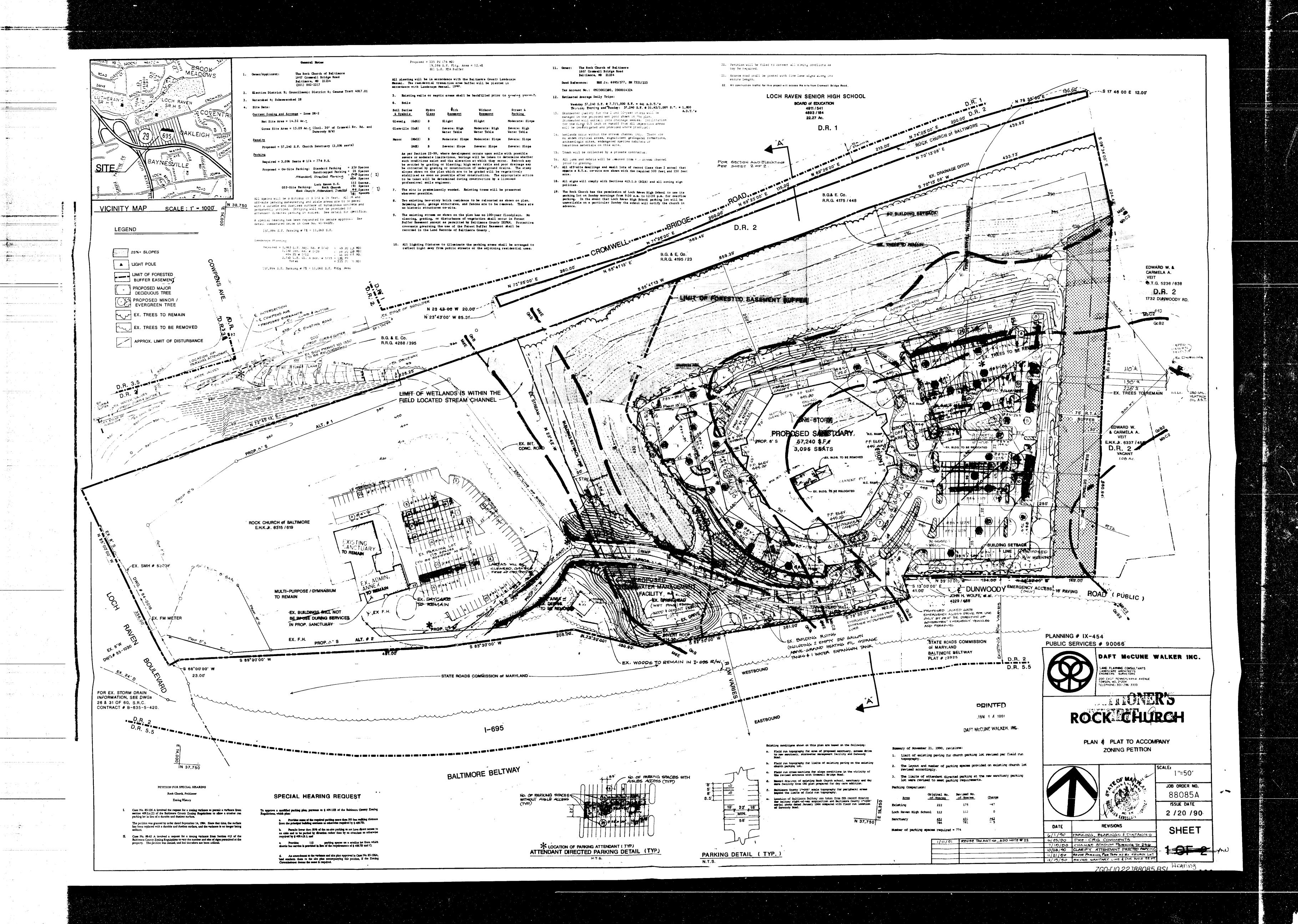
606 Baltimore Avenue, Suite 106, Towson, Md. 21204

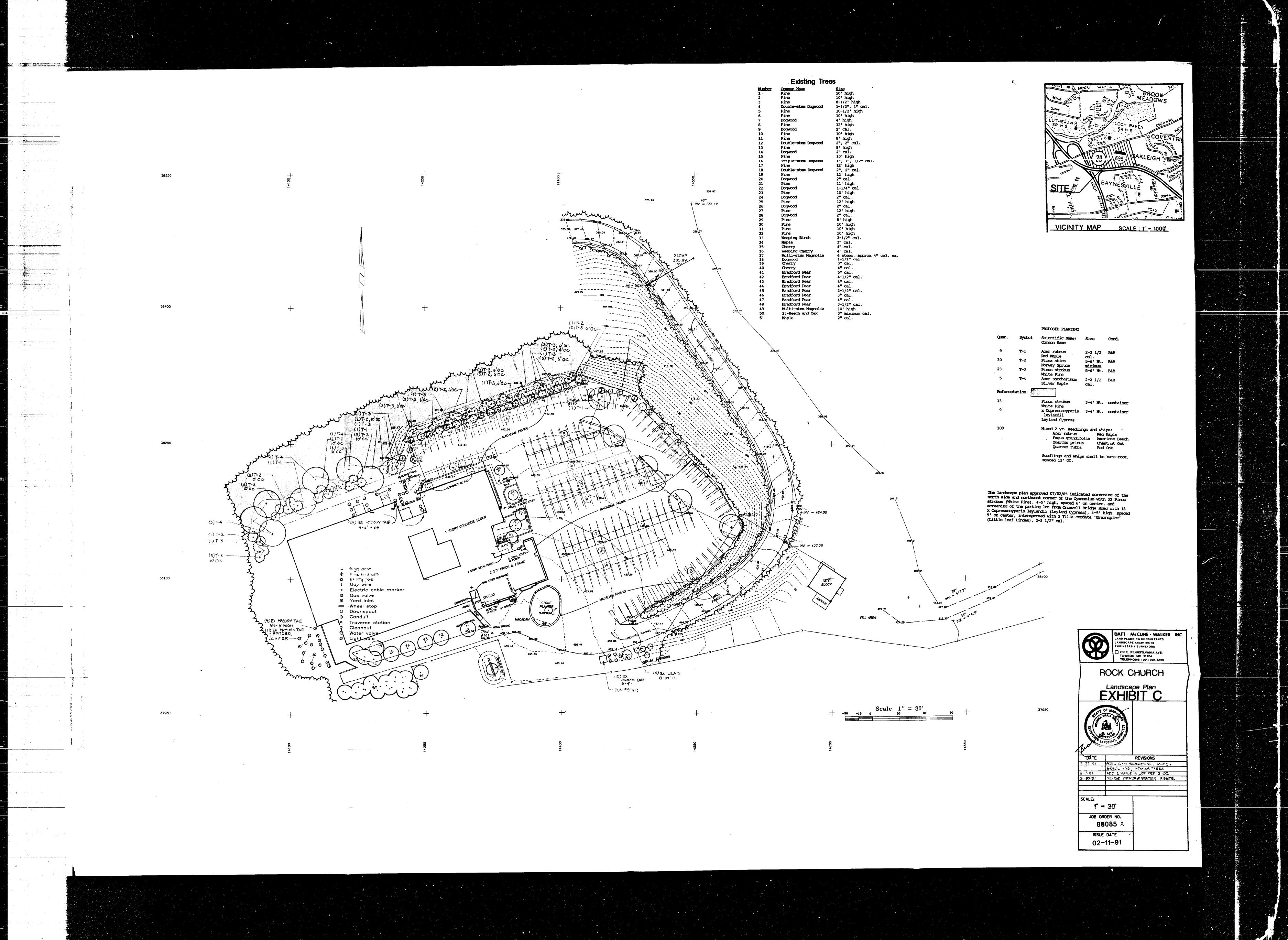
People's Counsel; File

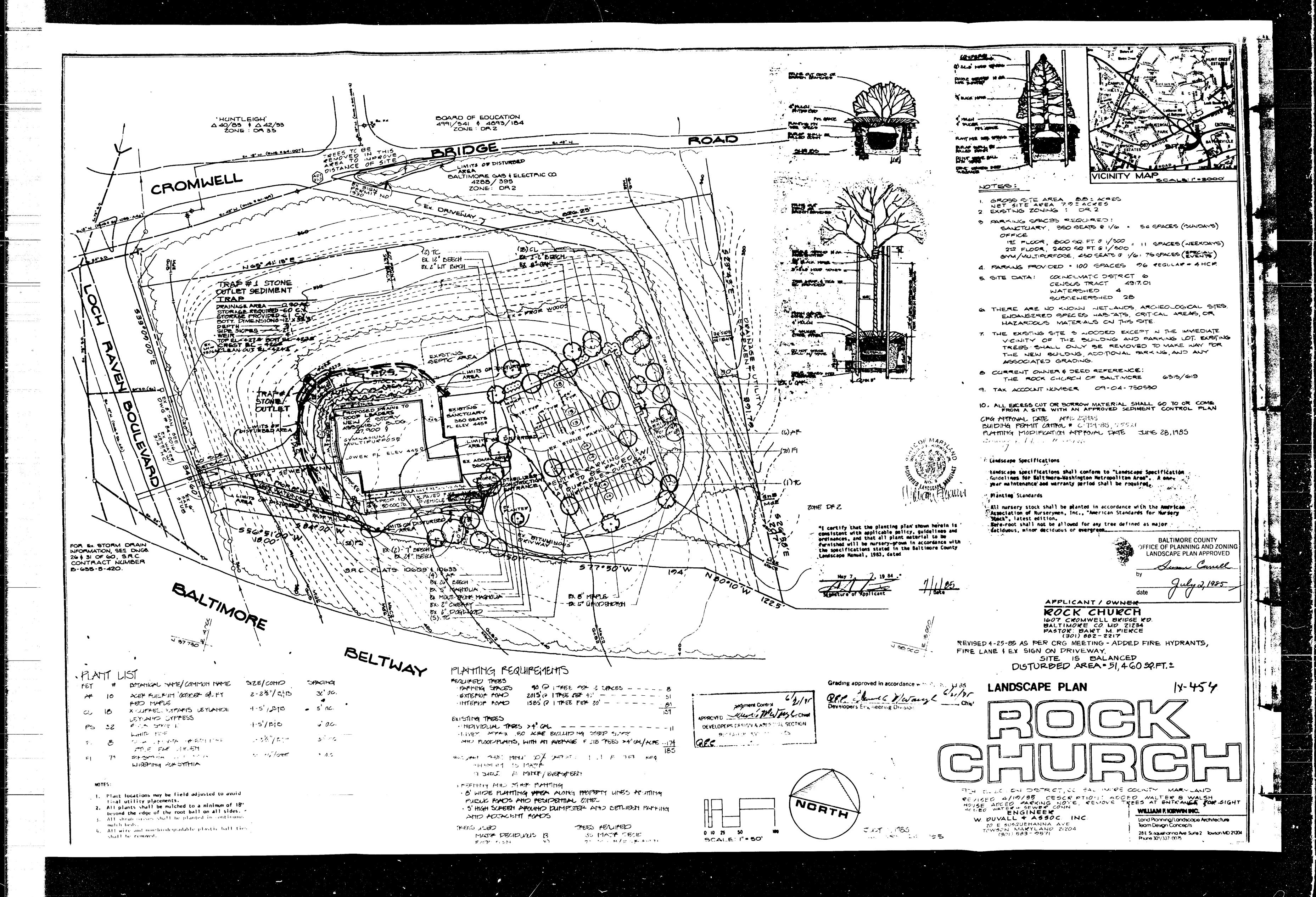
ATTORNEYS-AT-LAW

Page 1 of 3









91-94-5PH

78 degrees 30 minutes West 122 feet, thence (13) South 82 degrees 30 minutes West 361 feet, thence (14) North 73 degrees 30 minutes West 130 feet, thence (15) South 83 degrees 30 minutes West 208 feet, thence (16) South 89 degrees 30 minutes West 491 feet, thence (17) South 68 degrees 00 minutes West 23 feet, and thence (18) North 25 degrees 00 minutes West 356 feet, thence leaving said right-of-way line and running (19) North 72 degrees 45 minutes 13 seconds East 826.25 feet, and thence (20) North 23 degrees 43 minutes West 85.31 feet to the point of beginning; containing 25.6 acres of land, more or less.

Saving and excepting a parcel of land, more particularly described as follows:

Beginning for the same at a point in the seventh or South 09 degrees 34 minutes East 224.02 foot of the abovedescribed parcel of land, said point being distant South 09 degrees 34 minutes East 15.05 feet from the beginning thereof, thence running and binding on a part of said seventh line (1) South 09 degrees 34 minutes East 66.10 feet, and thence leaving said seventh line and running (2) South 77 degrees 17 minutes 08 seconds West 433.73 feet and, thence (3) South 72 degrees 45 minutes 13 seconds West 659.39 feet to the beginning of the twentieth line of the abovedescribed parcel of land, thence running and binding on part of said twentieth line, (4) North 23 degrees 43 minutes West 66.42 feet, thence leaving said twentieth line and running (5) North 72 degrees 45 minutes 13

Page 2 of 3

NOTICE OF HEATING CERTIFICATE OF PUBLICATION The Zoning Commissioner of Beltimore County, by authority of the Zoning Act and Regulations of Baltimore County will hold a public hearing on the property identified herein in Room 106 of the County Office Building, lo-cated at 111 W. Chesapeake Av-enue in Towson, Maryland 21204 THIS IS TO CERTIFY, that the annexed advertisement was Petition for Special Hearing Case number: 91-94-SPH SE/S Cromwell Bridge Road, 480' ± NEly c/I Cowpens Av-

published in TOWSON TIMES, a weekly newspaper published in Towson, Baltimore County, Md., once in each of \_\_\_\_ successive weeks, the first publication appearing on 9-37, 1990.

5. Zete Olm

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Zonate Commisioner County Office Ruilding 11 West Thosapeake Avenue

9th Election District
4th Councilmanic
Petitioner(s):
Rock Church
Hearing Date: Tuesday,
Oct. 30, 1990 at 9:30 a.m.

Special Hearing: To approve modified parking plan with: (1) provides some of the required parking more than 500 ft. waling distance from the principal build-

ing entrance: (2) permits fewer than 50% of the on-site parking to not have direct access to an aisk and to be parked by direction

rather than by an attendant;

provides 112 parking spaces of a satellite lot from which shutth

bus service is provided; and (4

an amendment to the variance

and site plan approved in Car #85-126-A and to conform them to the site plan, if the Zoning

Commissioner deems the same is required. In the event that this Petition is

appeal period. The Zoning Com-missioner will, however, entertain

any request for a stay of the is-

suance of said permit during this

date of the hearing set above opresented at the hearing.

PUBLIC HEARING FEES OSO -POSTING SIGNS / ADVERTISING 1 X \$158.25 TOTAL: \$158.25 LAS MAIL OF OWNER: ROCK CHURCH

> O4AO4#O0AOMICHRO \$158.25 • 6A COOP:21AH10-30-90 Please make checks payable to: Baltimore County

91-94-SPH seconds East 669.49 feet, thence (6) North 77 degrees 17 minutes 08 seconds East 439.83 feet to the point of beginning; containing 1.7 acres of land, more or less. The area of land

July 19, 1990 Project No. 88085 (L88085)

being petitioned is 23.9 acres.



Page 3 of 3

DATE 10-26-90

Dennis F. Rasmussen
County Executive

91-94-314 CERTIFICATE OF POSTING ING DEPARTMENT OF BALTIMORE COUNTY

Location of property: 3E/S (no miles Bridge Rd. HD' NE) Compons Are, Location of Signe Focing Cromwell Bridge Rd., geory 10 Fr. Dedway Number of Signs:

**County Office Building** 111 West Chesapeake Avenue

Nº

H9100444 FUBLIC HEARING FEES PRICE 040 -SPECIAL HEARING (OTHER) \$175.00 TOTAL: \$175.00

LAST NAME OF OWNER: ROCK CHURCH

O4AO4#O11OMICHRC BA C011:27AMD8-02-90

Office of Planning & Zoning Towson, Maryland 21204 (301) 887-3353 J. Robert Haines

Zoning Commissioner

Baltimore County

September 18, 1990

NOTICE OF HEARING

Dennis F. Rasmussen The Zoning Commissioner of Baltimore County, by authority of the Zoning Act and Regulations of Baltimore County will hold a public hearing on the property identified herein in Room 106 of the County Office Building, located at 111 W. Chesapeake Avenue in Towson, Maryland as follows:

Petition for Special Hearing CASE NUMBER: 91-94-SPH SE/S Cromwell Bridge Road, 480'± NEly c/l Cowpens Avenue 1607 Cromwell Bridge Road 9th Election District - 4th Councilmanic Petitioner(s): Rock Church HEARING: TUESDAY. OCTOBER 30. 1990 at 9:30 a.m.

Special Hearing: To approve modified parking plan which (1) provides some of the required parking more than 500 feet walking distance from the principal building entrance: (2) Permits fewer than 50% of the on-site parking to not have direct access to an aisle and to be parked by direction rather than by attendant: (3) Provides 112 parking spaces on a satellite lot from which shuttle bus service is provided: and (4) An amendment to the variance and site plan approved in Case #85-126A and conform them to the site plan, if the Zoning Commissioner deems the same is required.

In the event that this Petition is granted, a building permit may be issued within the thirty (30) day appeal period. The Zoning Commissioner will, however, entertain any request for a stay of the issuance of said permit during this period for good cause shown. Such request must be in writing and received in this office by the date of the hearing set above or presented at the hearing.

J. Rolland Springer J. ROBERT HAINES ZONING COMMISSIONER BALTIMORE COUNTY, MARYLAND

Deborah C. Dopkin, Esq.

Baltimore County Zoning Commissioner Office of Planning & Zoning Towson, Maryland 21204 (301) 887-3353

J. Robert Haines Zoning Commissioner

NOTICE OF HEATING

The Zoning Commissioner of Baltimore County, by authority of the Zoning Act and Regulations of Baltimore County will hold a public hearing on the property identified herein in Room 106 of the County Office Building, located at 111 W. Chesapeake Avenue in Towson, Maryland 21204 as follows:

Petition for Special Hearing Case number: 91-94-SPH SE/S Cromwell Bridge Road 480' ± NEly c/I Cowpens Av

enue 1607 Cromwell Bridge Road

9th Election District
4th Councilmanic
Petitioner(s):
Rock Church
Hearing Date: Tuesday,
Oct. 30, 1990 at 9:30 a.m.

Special Hearing: To approve modified parking plan with: (1) provides some of the required parking more than 500 ft. waling distance from the principal building entrance: (2) permits fewer than 50% of the on-site parking to

not have direct access to an ais

and to be parked by direction rather than by an attendant; (3

provides 112 parking spaces of a catellite lot from which shuttle

bus service is provided; and (4 an amendment to the variance

#85-126-A and to conform then to the site plan, if the Zonin Commissioner deems the san

is required.
In the event that this Petition is

granted, a building permit may be issued within the thirty (30) day appeal period. The Zoning Com-

missioner will, however, entertain any request for a stay of the is

period for good cause show

and received in this office by the

Zoning Commissioner of Baltimore County TT/J/9/378 Sept. 27.

J. ROBERT HAINES

presented at the hearing.

October 18, 1990

CERTIFICATE OF PUBLICATION

THIS IS TO CERTIFY, that the annexed advertisement was

THE JEFFERSONIAN,

5. Zete Orlina

\$ 133.13

published in THE JEFFERSONIAN, a weekly newspaper published

TOWSON, MD., \_\_\_\_\_

in Towson, Baltimore County, Md., once in each of\_\_

weeks, the first publication appearing on \_\_\_\_\_

Deborah C. Dopkin, Esquire 405 Allegheny Avenue Towson, MD 21204

Dennis F. Rasmussen

RE: Item No. 44, Case No. 91-94-SPH Petitioner: Rock Church, et al Petition for Special Hearing

Dear Mrs. Dopkin:

The Zoning Plans Advisory Committee has reviewed the plans submitted with the above referenced petition. The following comments are not intended to indicate the appropriateness of the zoning action requested, but to assure that all parties are made aware of plans or problems with regard to the development plans that may have a bearing on this case. Director of Planning may file a written report with the Zoning Commissioner with recommendations as to the suitability of the requested zoning.

Enclosed are all comments submitted from the members of the Committee at this time that offer or request information on your petition. If similar comments from the remaining members are received, I will forward them to you. Otherwise, any comment that is not informative will be placed in the hearing file. This petition was accepted for filing on the date of the enclosed filing certificate and a hearing scheduled accordingly.

IT WOULD BE APPRECIATED IF YOU WOULD RETURN YOUR WRITTEN COMMENTS TO MY OFFICE, ATTENTION JULIE WINIARSKI. IF YOU HAVE ANY QUESTIONS REGARDING THIS, PLEASE CONTACT HER AT 887-3391.

Zoning Plans Advisory Committee

Enclosures

cc: Rev. Bart Pierce Rock Church 1607 Cromwell Bridge Road Baltimore, MD 21234

JRHtgs

not returned.

Baltimore County

(301) 887-3353

J. Robert Haines Zoning Commissioner

Rock Church

Zoning Commissioner

Office of Planning & Zoning

Towson, Maryland 21204

1607 Cromwell Bridge Road

ATTN: REV. BART PIERCE

Baltimore, Maryland 21234

Petition for Special Hearing

SE/S Cromwell Bridge Road, 480'± NEly c/l Cowpens Avenue

Please be advised that  $\frac{59.25}{2}$  is due for advertising and posting of the above captioned property.

THIS FEE MUST BE PAID AND THE ZONING SIGN & PUST SET(S)

DO NOT REMOVE THE SIGN & POST SET(S) FROM THE PROPERTY

RETURNED ON THE DAY OF THE HEARING OR THE ORDER SHALL NOT ISSUE.

UNTIL THE DAY OF THE HEARING.

Please make your check payable to Saltimore County, Maryland. Bring the

check and the sign & post set(s) to the Zoning Office, County Office Build-

ing, 111 W. Chesapeake Avenue, Room 113, Towson, Maryland fifteen (15)

, Be advised that should you fail to return the sign & post set(s), there

will be an additional \$50.00 added to the above amount for each such set

CASE NUMBER: 91-94-SPH

1607 Cromwell Bridge Road

Petitioner(s): Rock Church

9th Election District - 4th Councilmanic

HEARING: TUESDAY, OCTOBER 30, 1990 at 9:30 a.m.

minutes before your hearing is scheduled to begin.

Deborah C. Dopkin, Esq.

Rock Church

Chris Trionfo



Your petition has been received and accepted for filing this 22nd day of August, 1990.

ZONING COMMISSIONER

Petitioner: Rock Church, et al Petitioner's Attorney: Deborah C. Dopkin

Maryland Department of Transportation State Highway Administration

Richard H. Trainor Secretary Hal Kassoff Administrator

August 15, 1990

Mr. J. Robert Haines Zoning Commissioner County Office Building Towson, Maryland 21204

Re: Baltimore County Rock Church Zoning Meeting of 8-21-90 S/S Cromwell Bridge Road 480' N/E of Cowpens Ave. (Item #44)

Dear Mr. Haines:

After reviewing the special hearing to approve a modified parking plan, we have the following comment.

All proposed development within the State Highway Administration future right-of-way along I-695 must be relocated outside said right-of-way.

We request this revision be made prior to a hearing date being set.

If you have any questions, please contact Larry Brocato at 333-1350.

> Very truly yours, ohn Contestabile, Chief Engineering Access Permits

LB:maw

cc: Daft-McCune-Walker, Inc. Mr. J. Ogle

ZUMBNE ORTGE

My telephone number is (301) 333-1350 (Fax #333-1041)

Teletypewriter for Impaired Hearing or Speech 383-7555 Baltimore Metro - 565-0451 D.C. Metro - 1-800-492-5062 Statewide Toll Free 707 North Calvert St., Baltimore, Maryland 21203-0717

Rock Church, Item No. 44 Page 3 October 15, 1990

Elevation/Architectural Drawings

Elevation/architectural drawing should be reviewed and approved by the deputy director of the Office of Planning and Zoning prior to the issuance of any building permits. The necessity for such a request stems from the location and visual importance of the site in relation to I-695 and existing topography as a predominant ridge of the Cromwell Valley.

Any access to Dunwoody Road should be eliminated with the exception of emergency vehicles.

<u>Lighting</u>

All lighting fixtures used to illuminate the parking areas should be arranged to reflect the light away from public streets and adjoining residential uses. A typical light standard not to exceed 12-14 ft. in height should be provided on the plans.

Landscaping

This site contains a number of mature specimen trees. All significant trees should be shown on the revised plan with the following information noted: location, type, caliper size, and canopy drip line. Every effort should be made to preserve these unique site features. A landscape plan shall be filed with the deputy director of the Office of Planning and Zoning prior to the issuance of any building permits.

Community Concerns

The community has expressed concerns regarding the following subjects:

- Commercial use in a residential zone
- Impact of construction Availability of public water
- Traffic impact on vegetation and health - Use of property should church leave the site
- Impact of dust, sediment, and stormwater runoff - Traffic impact of construction and also the impact the
- proposed use would have on Dunwoody Road
- Concept of stadium parking Lighting of the site
- Dumpster location Hours of operation
- Future leasing arrangements

Rock Church, Item No. 44 Page 4 October 15, 1990

- Stream protection
- Carpooling of church members
- Size of day care center - 50 ft. right-of-way along Dunwoody Road
- Emergency access to Dunwoody Road from church property Adequacy of proposed access to the site
- Impact of "enormous structure" on the community
- Neighborhood permit parking for residents along Dunwoody Road - Bird migration path

Site Plan Analysis

The site plan accompanying the Petitioner's request indicates the construction of a 57,240 sq. ft., 3,096 seat, one-story sanctuary. The existing multi-purpose gymnasium, sanctuary, administrative annex, existing day care centers and other buildings are shown. The plan also indicates a 75 ft. R.T.A. buffer and a limit of forested easement buffer. The plan also indicates a stadium parking detail and a typical parking detail. In addition, the plan provides a general architectural view, parking scheme a cross-section view of the site from I-695.

If there should be any further questions or if this office can provide additional information, please contact Jeffrey Long in the Office of Planning at 887-3211.

PK/JL/cmm

ITEM44/ZAC1

BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

J. Robert Haines Zoning Commissioner

DATE: October 15, 1990

Pat Keller, Deputy Director

SUBJECT: Rock Church, Item No. 44

Office of Planning and Zoning

The Petitioner requests a Special Hearing to approve a modified parking plan which addresses the following:

- a. Provide some of the required parking more than 500 ft. walking distance from the principal building entrance as otherwise required.
- b. Permit fewer than 50% of the on-site parking to not have direct access to an aisle and to be parked by direction rather than by an attendant as otherwise required.
- c. Provide 112 parking spaces on a satellite lot from which shuttle bus service will be provided.
- d. Amend the variance and site plan approved in Case No. 85-126A, to conform to the site plan accompanying this petition (if the Zoning Commissioner deems such to be required).

In reference to this request, staff provides the following

On July 5, 1990, a CRG meeting for this project was held. That meeting was continued due to the outstanding issues (comments attached) listed below:

SUMMARY OF ISSUES:

- 1. Planning conflict with SHA right-of-way requirement and other planning features.
- 2. State Highway Administration development in possible future right-of-way.

Baltimore County Department of Public Works Bureau of Traffic Engineering Courts Building, Suite 405 Towson, Maryland 21204 (301) 887-3554

August 10, 1990



Mr. J. Robert Haines Zoning Commissioner County Office Building

Towson, Maryland 21204

Item No. 44 Property Owner: Location: Existing Zoning: Proposed Zoning: Z.A.C. August 21, 1990 Rock Church SE/S Cromwell Bridge Road, 480 ft. NE Cowpens Avenue. D.R.-2

Special Hearing to approve modified parking plan: (1) provides some parking more than 500' from the principal building entrance. (2) permits fewer than 50% of the on-site parking to not have direct access to an aisle and to be parked by direction rather than by

an attendant. (3) provides 112 parking spaces on a satellite lot from which Zonic Shuttle bus is provided. (4) an amendment to the variance. 23.9 acres

District:

9th Election 4th Councilmanic

Please see the C.R.G. comments for this site.

Traffic Engineer Associate II

MSF/lvw

Baltimore County Fire Department 700 East Joppa Road, Suite 901 Towson, Maryland 21204-5500 (301) 887-4500 Paul H. Reincke

Rock Church, Item No. 44

Traffic Engineering - requested traffic study.

development as well as proposed use.

development within the future SHA right-of-way.

Tree Preservation/Limit of Disturbance

4. DEPRM - incomplete Environmental Effects Report.

concerning driveway entrance requirements.

5. Stormwater Management - location of facility in future site right-of-way and for management of runoff existing from

Concerns were expressed regarding the extension of the project's

Planning staff was and is concerned about the protection of the

ridge line along the Cromwell Valley and the view of the ridge from

this project be developed. Limits of disturbance should be included

ment control plan and the final landscape plan. Replacement tree

Staff is concerned about the proposed shared parking

part, states, "Method and area of operation, provisions for

maintenance, and permitted hours of use shall be specified, and

that the parking facility will not be detrimental to adjacent

arrangements. The potential for a conflict with school and church activities exists. Should a school and church event coincide, the

problem of off-site parking should be addressed. Staff feels that

this use should meet the provisions of Section 409.8.B.2 which, in

regulated as required." and "Any conditions not listed above which,

in the judgment of the Zoning Commissioner, are necessary to ensure

planting and screening should be provided to minimize the impact of

the removal of the existing immature tree buffer along I-695 and the

on all plans, including the final development plan, grading and sedi-

I-695. Every effort should be made to preserve existing trees, should

6. Developers Engineering Division - additional information

October 15, 1990

OUTSTANDING ISSUES:

State Highway Administration

adjacent residential area.

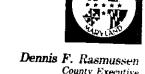
<u>Parking</u>

properties."

Page 2

AUGUST 9, 1990

J. Robert Haines Zoning Commissioner Office of Planning and Zoning Baltimore County Office Building Towson, MD 21204



RE: Property Owner: ROCK CHURCH

#1607 CROMWELL BRIDGE ROAD Location: Item No.: 44 Zoning Agenda: AUGUST 21, 1990

Gentlemen:

Pursuant to your request, the referenced property has been surveyed by this Bureau and the comments below are applicable and required to be corrected or incorporated into the final plans for the property.

5. The buildings and structures existing or proposed on the site shall comply with all applicable requirements of the National Fire Protection Association Standard No. 101 "Life Safety Code", 1988 edition prior to occupancy.

Special Inspection Division

JK/KEK

BALTIMORE COUNTY. MARYLAND INTER-OFFICE CORRESPONDENCE

J. ROBERT HAINES, ZONING COMMISSONER, DEPARTMENT ZONING CHARLES E. BURNHAM, PLANS REVIEW CHIEF, DEPARTMENT OF PERMITS & LICENSES

ZONING TTEM #: 44 SUBJECT: PROPERTY OWNER:

> FLECTION DISTRICT: COUNCILMANIC DISTRICT:

LOCATION:

A REVIEW OF THE SITE PLAN FOR THE ABOVE ZONING ITEM INDICATES THE FOLLOWING:

( ) PROPOSED SITE PLAN DOES, DOES NOT, COMPLY TO STATE CODE OF MARYLAND REGULATION 05.01.07, MARYLAND BUILDING CODE FOR THE HANDICAPPED.

( ) RAMPS (degree slope) ( ) CURB CUTS

( ) NUMBER PARKING SPACES ( ) BUILDING ACCESS

( ) PARKING LOCATION

( ) SIGNAGE ( ) PLAN DOES, DOES NOT COMPLY TO SET BACKS FOR EXTERIOR FIRE SEPARATION DISTANCE OF ARTICLE 5 AND ARTICLE 9 OF THE CURRENT BALTIMORE COUNTY BUILDING CODE.

A BUILDING PERMIT IS REQUIRED BEFORE ANY CONSTRUCTION CAN BEGIN. SECTION 111.1 OF ARTICLE 1. CONSTRUCTION DRAWINGS MAY BE REQUIRED.

( ) A CHANGE OF OCCUPANCY PERMIT IS REQUIRED TO CHANGE THE EXISTING USE OF 'THE STRUCTURE TO THE PROPOSED USE. SEE ARTICLE THREE AND ARTICLE ONE, SECTION 103.2 ALTERATIONS MAY BE NECESSARY BY CODE TO COMPLY TO NEW USE REQUIREMENTS.

( ) STRUCTURE IS SUBJECT TO FLOOD PLAIN LIMITATIONS, SECTION 516.0 COUNCIL BILL #158-88 ( BALTIMORE COUNTY BUILDING CODE).

( ) OTHER -

PERMITS MAY BE APPLIED FOR @ ROOM 100, 111 WEST CHESAPEAKE AVENUE, TOWSON, MARYLAND 21204 - PHONE - 887-3900.

THIS REVIEW COVERS ONLY MAJOR ITEMS ASSOCIATED WITH THE SITE PLAN, A FULL REVIEW MAY BE CONDUCTED WHEN THE PERMIT APPLICATION AND PLANS ARE SUBMITTED.

CHECK ITEM APPLICABLE TO THIS PLAN

BALTIMORE COUNTY, MARYLAND INTEROFFICE CORRESPONDENCE

TO: Zoning Advisory Committee DATE: August 9, 1990 FROM: Robert W. Bowling, P.E.

Zoning Advisory Committee Meeting for August 21, 1990

The Developers Engineering Division has reviewed the subject zoning items and we have no comments for Items 43, 46 and 49.

For Items 40 and 41, a County Review Group Meeting is

For Item the previous County Review Group

comments still apply. For Item 47, the sewer service to the basement of the house at this location does not appear to be

Robert Couly ROBERT W. BOWLING, D.E., Chief Developers Engineering Division

RWB:s

feasible.

Towson, Maryland 21204 (301) 887-2450 (301) 887-3728 (TDD) Fax (301) 887-5781

Courthouse Mezzanine

Executive Office

Baltimore County, Marylan

July 3, 1990



Ms. Riborg E. Norman 1842 Edgewood Road Baltimore, Maryland 21234

Dear Ms. Norman:

I am writing in regard to your letter and the petition you had sent me for the installation of a traffic signal at Cowpens Avenue and Cromwell Bridge Road.

After reading your letter and reviewing the video tape, I discussed this matter with Mr. Gene Neff, Director of Public Works, and I believe a resolution of this potentially serious situation has been found. As you know, the Rock Church is planning a major expansion which they are aggressively pursuing. When the improvements to the entrance at their property are complete, a traffic light will be installed.

Thank you for bringing this matter to my attention and if I can be of future assistance, please feel free to contact me.

Sincerely, Dennis F. Ramussen County Executive

rjh

BUREAU OF TRAFFIC ENGINEERING

DEPARTMENT OF PUBLIC WORKS

BALTIMORE COUNTY, MARYLAND

1. The Church property was acquired in 1981. Bart Pierce assumed duties as pastor in 1983.

2. Based on Rev. Pierce's testimony on October 30, 1990, he did not specify the number of

3. In October of 1990, attendance at Sunday morning services had been running at about 1,000

4. Based on the recollection of Tom Lucas, the elder in charge of the parking ministry, the

6. The Traffic Group conducted its study over a period of three months last summer. There

7. Letter dated July 3, 1990, from Dennis Rasmussen to Riborg E. Norman regarding traffic

8. The church does not currently use the Loch Raven High School lot at night on a routine

10. A minimum of ten attendants will be used at the new facility when fully operational; this

9. The MTA park and ride lot has a approximately 75 - 80 parking spaces (not striped).

basis, but does use the lot (with prior consent) on an occasional basis for special events.

number includes the attendants at the high school lot and the drivers of the shuttle buses.

were six site visits, three on Sunday mornings, two on Thursday evenings, and one on a

Loch Raven High School lot has been used for about six years.

5. The letter from the Huntleigh Association was Petitioner's Exhibit 6.

Tuesday. Counts were taken both on a Sunday and on a Thursday.

signal at Cowpens Avenue and Cromwell Bridge Road is attached.

11. A list of Petitioner's Exhibits (based on my notes) is attached.

approximately 1,000 over a 7 year period.

persons for a period of one year.

years in which he expected to reach capacity. He did say that attendance grew from 35 to

DATE: January 2, 1991

Mr. Robert Covahey Stephen E. Weber

SUBJECT: C.R.G. Comments

PROJECT NAME: Rock Church

Cromwell Bridge Road

The proposed parking procedures have been reviewed and it seems clear that an active crew is required to accomplish the proposed parking operational task.

> Stephen E. Weber, P.E. Assistant Traffic Engineer

SEW/RJF/lab

IN THE MATTER OF

\* BEFORE THE ZONING COMMISSIONER

\* FOR BALTIMORE COUNTY THE ROCK CHURCH \* Case No. 91-94SPH \* \* \* \* \* \* \* \* \* \* \*

ENTRY OF APPEARANCE

PLEASE ENTER the appearance of Michael Gisriel, Esq. as attorney for the Protestants, Edward W. Veit and Carmella Anne Veit, in the above matter advise him of any hearing date when scheduled.

> MICHAEL GISRIEL, ESQ. Attorney for the Protestants Edward W. Veit and Carmela Anne Veit

I HEREBY CERTIFY that, on this 1st day of February, 1991, a copy of the foregoing was mailed, postage prepaid, to Deborah Dopkin, Esq., 405 Allegheny Avenue, Towson, Maryland, 21204; and to People's Counsel for Baltimore County, 111 West Chesapeake Avenue, Suite 304, Towson, Maryland 21204.

Michael Gisriel 210 E. Lexington Street Suite 400 Baltimore, Md. 21202-3514 (301) 539-0513

Baltimore County Government Zoning Commissioner Office of Planning and Zoning

111 West Chesapeake Avenue Towson, MD 21204

January 29, 1991

NOTICE OF CONTINUANCE

CASE NUMBER:

PETITIONER:

Rock Church

SE/S Cromwell Bridge Road, 480' +/- NELY Cowpens Ave.

1607 Cromwell Bridge Road

(301) 539-0513 HEARING WILL TAKE PLACE AS FOLLOWS:

MICHAEL GISRIEL

BUILDING , 111 W. Chesapeake Avenue, Towson,

GISRIEL & GISRIEL SUITE 400 210 E. LEXINGTON ST.

SDAY, MARCH 12, 1991 at 10:00 a.m.

NEEDED, WILL TAKE PLACE ON THURSDAY, MARCH 21, 1991

V. CHARLES RINAUDO, P.A. ATTORNEY AT LAW 22 W. Pennsylvania Avenue, Suite 403 TOWSON, MARYLAND 21204-5001

FAX (301) 337-3747

**₱₽₽**1€E₁ €301) 576-0080

Zoning Commissioner

номы свет зат-выз h, Esq.

SUITE 100 326 ST. PAUL PLACE PERIFER & FABIAN, P.A. ATTORNEYS AT LAW BALTIMORE, MARYLAND 21202 Baltimore County, Maryland

SEW/RJF/lvw

SUBJECT: C.R.G. Comments

Cromwell Bridge Road

1) Cromwell Bridge Road needs to be 50 ft. wide east of Loch Raven Blvd. to a point 200 ft. east of the eastern curb line of the proposed driveway. Since the northern curb line on Cromwell Bridge Road is existing, all the widenings need to take place on the south side. The proposed 20:1 taper is adequate.

2) The proposed landing area at the intersection is subject to D.E.D. approval.

3) Areas between the sight line and the curb line must be cleared, graded, and kept free of any obstructions. All subsequent plans must note this

4) The proposed parking layout is questionable. Therefore, an operational plan needs to be submitted for further review.

5) It is recommended that the meeting to be continued until a traffic

Assistant Traffic Engineer

BUREAU OF TRAFFIC ENGINEERING DEPARTMENT OF PUBLIC WORKS

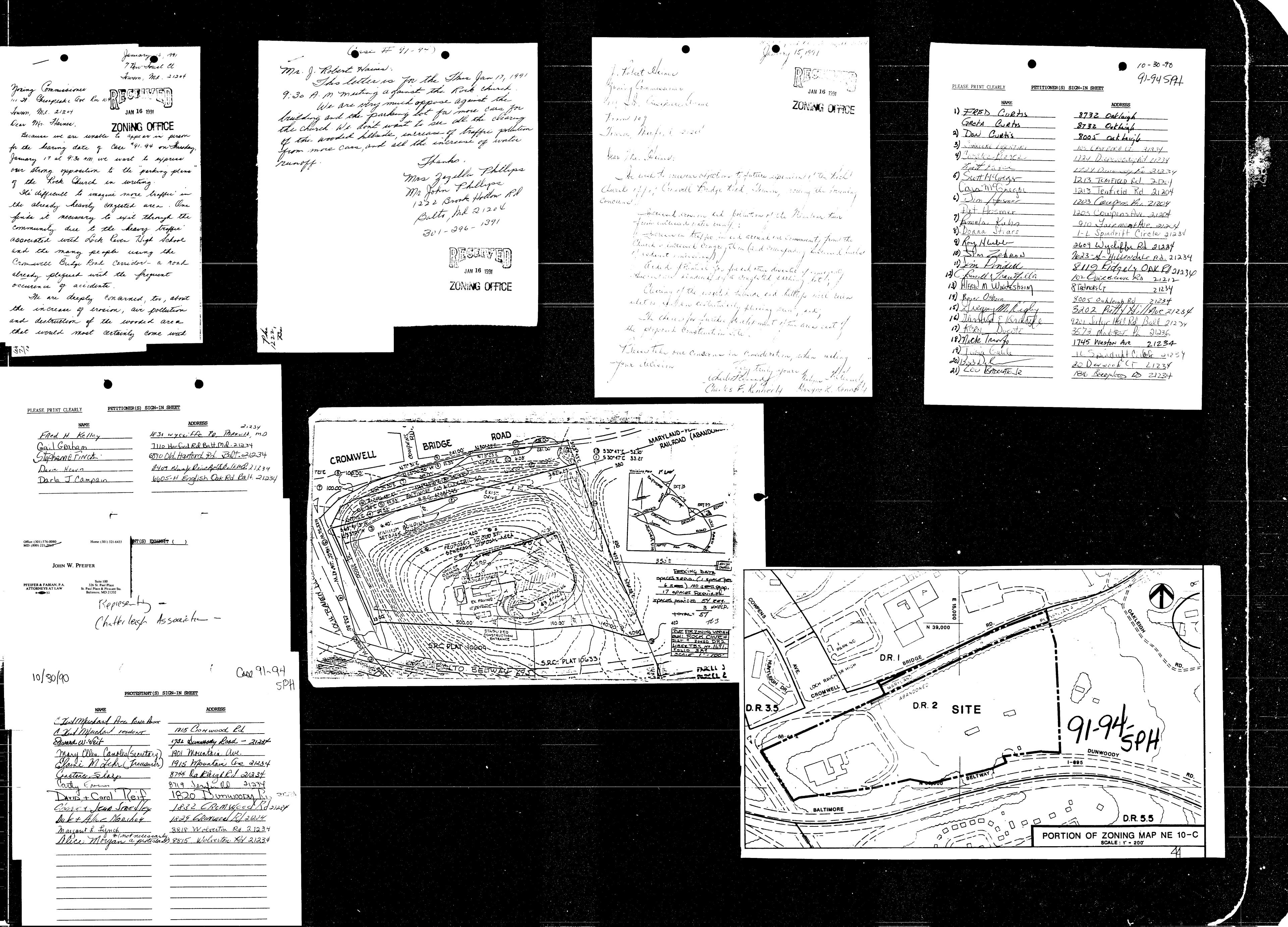
BALTIMORE COUNTY, MARYLAND

DATE: July 2, 1990

PROJECT NAME: Rock Church

study is submitted for further review.

Commence of the Assessment of the Commence of



EUREAU OF TRAFFIC ENERGY. DEPARTMENT OF PUBLIC VORKS ENTERDRE COUNTY, MARYLAND

TO: Mr. Robert E. Coverey FFCH: Staphan E. Weiter SURRET: C.R.G. Comments PROTECT NOWE: Rack Church Crampell Br. Rd.

----

2) A traffic study needs to be done to determine

the adequacy of the acass off Cromwell Bridge

3) 250ft. sight lines need to be shown

BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

In reference to the revised site plan, staff offers the

- The requirement of the 1990 Landscape Manual

- Overflow parking at Loch Raven Sr. High School

The revised plan has addressed the following issues to the

- The applicant's site received CRG approved on January 3, 1991.

If there should be any further questions or if this office can

provide additional information, please contact Jeffrey Long in the

Ann M. Nastarowicz

SUBJECT: Rock Church

following comment:

satisfaction of this office.

Zoning history

Cross section

RTA buffer

- Sign

- I-695 right-of-way

Architectural view

Drīveway profile

- Lighting for parking lot

- Access to Dunwoody Road

- Stormwater management

Deputy Zoning Commissioner

Pat Keller, Deputy Director

Office of Planning and Zoning

DATE: January 11, 1991

BALTIMORE COUNTY, MARYLAND INTEROFFICE CORRESPONDENCE

TO: Zoning Advisory Committee DATE: January 14, 1991 FROM: Robert W. Bowling, P.E.

Zoning Advisory Committee Meeting for January 16, 1991

The Developers Engineering Division has reviewed the subject zoning items and we have no comments for Items 205 revised, 261, and 263

For 91-94 SPH (Rock Church), the previous County Review Group comments are applicable.

For Item 264, a County Review Group Meeting is required.

> ROBERT W. BOWLING, P.E., Chief Developers Engineering Division

RWB:s

ZONING OFFICE

BALTIMORE COUNTY, MARYLAND

Julie Winiarski

Deputy Zoning Commissioner

(1607 Cromwell Bridge Road)

Rock Church - Petitioner

In accordance with the attached correspondence, enclosed please find additional copies of the revised site plan in the above-captioned matter which were submitted by Counsel for the Petitioner while I was away on vacation. As you can see, I've already forwarded a copy of the revised plan to the Director and Deputy Director of Planning and Traffic Engineering. Please forward the remaining copies to the other departments requesting that they submit any revised comments by no later than January 12,

Thank you for your assistance and cooperation in this matter.

AMN:bjs

cc: File

Office of Planning at 887-3211. PK/JL/cmm

ITEM000/ZAC1

Inter-Office Correspondence

DATE: December 27, 1990

Ann M. Nastarowicz

SUBJECT: Petition for Special Hearing SE/S Cromwell Bridge Road, 480' NE of the c/l of Cowpens Avenue

9th Election District - 4th Councilmanic District Case No. 91-94-SPH

Maryland Department of Transportation State Highway Administration

O. James Lighthizer Hal Kassoff Administrator

January 11, 1991

(Item #44)

Mr. J. Robert Haines Re: Baltimore County Zoning Commissioner Rock Church County Office Building Zoning Meeting of 8-21-90 Towson, Maryland 21204 S/S Cromwell Bridge Road

Attn: Mr. James Dyer

have the following comment.

Dear Mr. Haines: We have reviewed the revised plan for the Rock Church and

On August 22nd, members of the study team on the Beltway project met with our State Highway Administrator, Hal Kassoff, to present the options which were studied for mainline improvements to the Beltway in the area adjacent to the Rock Church. Upon conclusion of the presentations, Mr. Kassoff agreed that we should pursue the Beltway improvements option which accommodates future widening within current SHA right-of-way limits. Therefore, no reservation of "future rights-of-way" will be required from the Rock Church for Baltimore Beltway improvements.

If you have any questions, please contact Larry Brocato of this office at (301) 333-1350.

> Of mestatile มือhn Contestabile, Chief Engineering Access Permits

Very truly yours,

LB:maw

cc: Daft, McCune, Walker, Inc. Mr. J. Ogle

480' East of Cowpens Ave.

ZONING OFFICE

My telephone number is 333-1350 (Fax #333-1041) Teletypewriter for Impaired Hearing or Speech 383-7555 Baltimore Metro - 565-0451 D.C. Metro - 1-800-492-5062 Statewide Toll Free

707 North Calvert St., Baltimore, Maryland 21203-0717

BALTIMORE COUNTY, MARYLAND

Inter-Office Correspondence

P. David Fields, Director of Planning DATE: December 27, 1990 Pat Keller, Deputy Director of Planning Michael Flanigan, Traffic Engineering

Ann M. Nastarowicz // JL Deputy Zoning Commissioner

Case No. 91-94-SPH

SUBJECT: Petition for Special Hearing SE/S Cromwell Bridge Road, 480' NE of the c/l of Cowpens Avenue (1607 Cromwell Bridge Road) 9th Election District - 4th Councilmanic District Rock Church - Petitioner

Enclosed please find a copy of the revised site plan in the above-captioned matter which was submitted by Counsel for the Petitioner while I was away on vacation. A highlighted copy was submitted to this office and is available for your review in the event you need additional clarification. For your information, the matter has been continued to January 17, 1990. In the event you wish to submit revised comments relative to this matter, it would be appreciated if you could do so by no later than January 12, 1990 to provide adequate time for review.

Thank you for your assistance and cooperation in this matter.

AMN:bjs

9th Election District - 4th Councilmanic District Rock Church - Petitioner Case No. 91-94-SPH

SE/S Cromwell Bridge Road, 480' NE of the c/l of Cowpens Avenue

The proposed parking procedures have been reviewed and it seems clear

that an active crew is required to accomplish the proposed parking

BALTIMORE COUNTY, MARYLAND

INTER-OFFICE CORRESPONDENCE

Ann M. Nastarowicz

SUBJECT: Petition for Special Hearing

Michael Flanigan, RAL Traffic Engineering

Deputy Zoning Commissioner

(1607 Cromwell Bridge Road)

DATE: January 4, 1991

RJF/MSF/lab

ZONING OFFICE

BALTIMORE COUNTY, MARYLAND

DEPARTMENT OF ENVIRONMENTAL PROTECTION AND RESOURCE MANAGEMENT INTER-OFFICE CORRESPONDENCE

Mr. J. Robert Haines

Zoning Commissioner

Mr. Donald C. Outen Rock Church CRG

The above referenced site is bordered on the west by a first order stream, and on the north and west by steep (>20%) highly erodible slopes. The Bureau of Water Quality and Resource Management has worked closely with

the developer and engineer of Rock Church to minimize the limit of

disturbance and the environmental impact of this project. Allowing stadium parking and parking at other locations would reduce the amount of trees that would have to be cut and the impact on steep and erodible slopes. A reduction in the number of required parking spaces will reduce the environmental impact on this site.

If you have any questions regarding this project, please contact Mr. David Lykens at extention 3980.

Bureau of Water Quality and

DATE: October 29, 1990

Resource Management

DCO:DL:sp

cc: Mr. Rocky Powell Mr. David Lykens

ZORNO UTILE

Richard H. Trainor Secretary Hal Kassoff

91-94-5PH

July 30, 1990

RE: Contract No. B 635-101-472 Interstate Route 695 (Baltimore Beltway) MD Route 140 to MD Route 702 PDMS No. 031113

Hellman and Redmond Attorneys-At-Law 405 Allegheny Avenue Towson, Maryland 21204

ATTN.: Ms. Deborah C. Dopkin

Ladies and Gentlemen:

We are in receipt of your letter dated July 11, 1990, in which you questioned the need for reservation of rights-of-way adjacent to the Rock Church for future expansion of the Baltimore Beltway. In response to your concerns, we offer the following explanation.

Site development plans which are submitted to counties or municipalities are subject to review by agencies which may be affected by those development plans. In this particular circumstance, the State Highway Administration's representative for that area, Mr. Larry Brocato, recognized that there was a potential conflict between future rights-of-way required under one of the widening alternates being considered for the Baltimore Beltway.

The future SHA right-of-way which was previously marked on the site development plan for the Rock Church represents the taking associated with the "worst case" Beltway improvement option in that area. There is another alternative, however, for Beltway widening in the vicinity of the Rock Church which contains future roadway improvements within the existing rightof-way.

The study team will be meeting with Administrator Kassoff within the next 4-6 weeks to make its recommendations as to appropriate improvement options on the Beltway. One of those recommendations will be to select the option which widens the Beltway within current SHA right-of-way in the area of the Rock Church. With Mr. Kassoff's approval, we will notify both you and the County that reservation of future rights-of-way from the Rock Church will not be required.

> 333-1106 My telephone number is (301)\_\_\_\_\_

Teletypewriter for Impaired Hearing or Speech
383-7555 Baitimore Metro - 565-0451 D.C. Metro - 1-800-492-5062 Statewide Toil Free 707 North Calvert St., Baltimore, Maryland 21203-0717

Ms Deborah C. Dopkin July 30, 1990 Page 2

91-94-SPH

If you have any other questions with regard to this matter, please feel free to contact me or the Project Manager, Mr. Robert Sanders. Bob's telephone number is 333-1106.

Very truly yours,

Louis H. Ege, Jr. Deputy Director Office of Planning and Preliminary Engineering

Project Manager Project Planning Division

LHE/RKS/rs

cc: Mr. C. Robert Olsen Mr. Neil J. Pedersen Mr. Charles Rose

Mr. Larry Brocato

BALTIMORE COUNTY, MARYLAND

SUBJECT: COUNTY REVIEW GROUP COMMENTS

CRG DATE: 1/3/91 (Continued from 7/5/90) PRE-CRG DATE: 12/17/90

ZONING OFFICE

PROJECT NAME: Rock Church

PLAN: 11/19/90

LOCATION: SE/S Cromwell Bridge Road and NE/corner Loch Raven Boulevard and I-695

REV.: 12/19/90 REV.:

REVISED PLAN KEY:

(X) COMPLIANCE WITH COMMENT CHECKED (O) NON-COMPLIANCE IS CIRCLED (BA) BE ADVISED (NOT NECESSARY FOR CRG APPROVAL, BUT MUST BE ADDRESSED

DISTRICT: 9c6

PRIOR TO FINAL ZONING APPROVAL) ADDITIONAL COMMENTS ADDED LAST BY PLAN DATE

The revised plan has been reviewed by this office for general compliance with the Baltimore County Zoning Regulations. The following comments identify obvious conflicts with the Baltimore County Zoning Regulations, and details necessary in order to determine compliance with these regulations. When these standard and nonstandard details and information is available or provided, it shall be the responsibility of the owner, developer, or developer's engineer to rectify all conflicts well in advance of any expected zoning approvals. The intent of the developer must be clear on the C.R.G. plan and any zoning conflicts and public hearing requests must be identified conspicuously on the plan under "Zoning Public Hearing Request". If a public hearing is requested, the assistance received at the time of filing zoning petitions and the following revised zoning staff comments, although they relate to the property, are not to be construed as definitive nor do they indicate the appropriateness of any public hearing requests:

1. PUBLIC ZONING HEARING -- On 8/2/90, a special hearing to approve modified parking plan pursuant to Section 409.12B was filed in the Zoning Office for Rock Church under Item #44 (Case Number 91-94-SPH). The plan indicated conflicts with the following Sections of the B.C.Z.R.: 409.7.B, 409.4.B.1, 409.7.B&C, and an amendment to a previously granted variance (Case No. 85-126-A). A hearing was held on 10/30/90 and continued until 1/15/91 and possibly 1/17/91. The petition and plans must be amended to reflect the "new" parking distribution and address comments #2, 3 & 4 below.

Over

Baltimore County Government Zoning Commissioner Office of Planning and Zoning

111 West Chesapeake Avenue Towson, MD 21204

887-3353

December 10, 1990

Deborah C. Dopkin, Esq. 405 Allegheny Avenue Towson, Maryland 21204

Re: Case Number: 91-94-SPH Rock Church Hearing Continuance

Dear Mrs. Dopkin:

This will confirm our telephone conversation wherein I informed you that the agreed date of January 15, 1991 for the continuance of the above hearing could not go forth as Baltimore County offices will be closed in celebration of Martin Luther King's Birthday.

In early November, when the January 15th date was set aside for this hearing, we were all under the impression that the King Holiday would be observed on January 21, 1991, the date so designated by the Federal Government for this coming year. However, there is a fairly new State Law on the books which celebrates the actual birth date here in Maryland.

As such, continuance of the Rock Church hearing will begin on Thursday, January 17, 1991 at 9:30 a.m. Testimony will be taken on that date until 12:00 noon. After the testimony is taken determination of the need and date of future scheduling will take place.

cc: Rev. Bert Pierce Michael P. Tancyn, Esq. Protestants (per 11/19/90 notice)

Baltimore County Zoning Commissioner Office of Planning & Zoning Towson, Maryland 21204 (301) 887-3353 J. Robert Haines

November 19, 1990



NOTICE OF CONTINUANCE

CASE NUMBER:

Rock Church PETITIONER:

LOCATION:

SE/S Cromwell Bridge Road, 480'(+/-) NELY Cowpens Ave. 1607 Cromwell Bridge Road

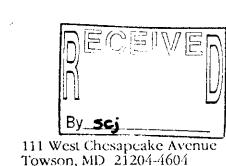
THE ABOVE MATTER HAS BEEN REASSIGNED. HEARING WILL NOW TAKE PLACE AS

BALTIMORE COUNTY OFFICE BUILDING , 111 W. Chesapeake Avenue, Towson, Maryland 21204

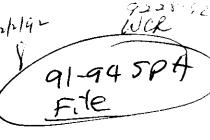
TUESDAY, JANUARY 15, 1991 at 9:30 a.m.

CONTINUANCE, IF NEED BE, WILL TAKE PLACE FROM 9:30 a.m. to 12:00 noon ON THURSDAY, JANUARY 17, 1991.

> J. Robert Hounes J. ROBERT HAINES



Baltimore County Government Department of Public Works



November 27, 1992

Ms. Jean Tansey Daft-McCune-Walker, Inc. 200 East Pennsylvania Avenue Towson, Maryland 21204



Re: Rock Church District 9 C6

Dear Ms. Tansey:

As a follow-up to our meeting of Thursday, November 19, 1992, the proposed amendment to the CRG plan for the subject project was brought to the Development Review Committee on Monday, November 23, 1992. In attendance at our meeting including yourself were Mr. Trionfo, representing the Church, and the usual DRC staff, representing the various agencies of the County.

There were two issues to be addressed at the meeting in order for the Plan Refinement to be approved. The first issue was Zoning's approval for the use proposed on the Veit Property. In order to address this issue, the Church must submit a letter to the Zoning Office, attention Carl Richards, requesting approval as a single family dwelling. It is our understanding that the Zoning Office will support this request with appropriate conditions attached.

The second issue to be addressed involves the position of the community with respect to this proposed change to the CRG Plan. It was our understanding from last Thursday's meeting that the community was aware of and took no exception to this amendment, allowing us to process this as a Plan Refinement. The original refinement request letter, dated November 4, 1992 from Dick Baummer of your office, also indicated that the community groups would be advised of this change prior to CRG refinement approval. At the DRC meeting, however, we were advised by Dennis Wirtz of the Planning Office that representatives of the community associations, Mr. Kent Merchant in particular, were unaware of the proposal. In light of this, the Planning Office is requesting that the Church work with them and the community to clarify the community's position concerning this project. Unless this issue is addressed, it would be necessary for us to process the change as a Non-Material Amendment which would involve Planning Board approval and an undesirable delay to the project. (Reference: Comprehensive Manual of Administrative Procedures, Policy No. 1, Section c(2).) Please contact the Planning Office (Andrea Van Arsdale) to resolve this issue.

IN THE MATTER OF THE ROCK CHURCH

BEFORE THE ZONING COMMISSIONER

FOR BALTIMORE COUNTY

\* Case No. 91-94SPH \* \* \* \* \* \* \* \* \* \* \* \*

## ENTRY OF APPEARANCE

PLEASE ENTER the appearance of Michael P. Tanczyn, Esq. as counsel for the Protestant, CROMWOOD-COVENTRY-SATYR HILL COMMUNITY ASSOCIATION, in the above matter advise him of any hearing date when scheduled.

> Attorney for the Protestant Suite 106, 606 Baltimore Avenue Towson, Maryland 21204 Telephone: (301) 296-8823

I HEREBY CERTIFY that, on this 300 day of October, 1990, a copy of the foregoing was mailed, postage prepaid, to Deborah Dopkin, Esq., 405 Allegheny Avenue, Towson, Maryland, 21204; and and to People's Counsel for Baltimore County, 111 West Chesapeake Avenue, Suite 304, Towson, Maryland, 21204.

HELLMAN & REDMOND ATTORNEYS-AT-LAW

405 ALLEGHENY AVENUE

TOWSON, MARYLAND 21204 TELEPHONE (301) 825-1099 FAX (301) 828-4120 August 8, 1990

DEBORAH C. DOPKIN

8-13-4-CAN

ZONING OFFICE

STANLEY H. HELLMAN

PAUL J. REDMOND

RICHARD V. LYNAS

Kate Milton

**Baltimore County Zoning Office** 

Re: Petition for Special Hearing

- Rock Church

Item No. 44

111 West Chesapeake Avenue

Towson, Maryland 21204

Following-up on our meeting of last Thursday when I filed the above-captioned Petition, please find the enclosed following items:

1. Letter dated July 30, 1990 from Robert K. Sanders, Project Manager, State Highway Administration regarding the Beltway widening. Though the letter indicates that a final determination will not be made for about a month, it appears that the State Highway Administration will be selecting a widening option that does not require the reservation of the rights-of-way from the Rock Church.

2. Site Plan from Case No. 85-126A. As you may recall, this is the Site Plan that was approved in the prior zoning variance.

I think this completes the information that you wanted for the file in connection with the Petition. However, if I may provide further assistance, feel free to call me.

DCD/ddr cc: Christopher Trionfo

letr\letr0746.dcd

HELLMAN & REDMOND ATTORNEYS-AT-LAW 405 ALLEGHENY AVENUE TOWSON, MARYLAND 21204 TELEPHONE (301) 825-1099 FAX (301) 828-4120

STANLEY H. HELLMAN PAUL J. REDMOND RICHARD V. LYNAS

December 11, 1990

Anne M. Nastarowicz, Esq. Deputy Zoning Commissioner 111 West Chesapeake Avenue Towson, Maryland 21204

Re: Rock Church Petition for Special Hearing

Case No. 91-94 SPH

Dear Deputy Commissioner Nastarowicz:

Please find transmitted herewith, twelve (12) prints of a revised Plan and Plat to accompany the Zoning Petition. Please note that the revisions dated November 21, 1990, modify parking shown at the existing lot on the Church property. This plan also incorporates comments arising from the CRG meeting. One copy of the plan has been highlighted for your convenience.

I have transmitted one copy of the revised plan to Michael P. Tanczyn, attorney for the Protestant, Cromwood Coventry Satyr Hill Community Association, and to Mr. Edward Veit, Protestant.

The pastor testified that services have grown from an initial small group of worshippers to

approximately 1000 worshippers (on Sunday mornings) during the eight years he has officiated. He

approximated membership between 600 - 650, primarily from the surrounding area. Current

services have outgrown the present sanctuary. Major services are held in the school gymnasium,

Currently regularly scheduled services are held on Thursday evenings at 7:30, Sunday mornings at

10:30, and Sunday evenings at 7:30. Approximately 400 - 500 worshippers attend each evening

The pastor anticipates continued growth in the number of worshippers comparable to that which

has occurred over the prior eight years, and the proposed sanctuary has been designed to

accommodate such growth. The pastor testified that the need for full use of the sanctuary, and

thereby, the implementation of the proposed parking plan, will only become operational after a

II. Chris Trionfo, an elder of the Church responsible for coordinating the construction of the

new sanctuary testified to the need for the modified parking plan based on the site and

environmental constraints, as well as cost considerations. Mr. Trionfo also testified as to alternative

plans considered by the Church, and reasons each was rejected. The Church has also considered

conducting multiple services on Sunday mornings to accommodate the growing attendance. It was

his opinion that strict compliance with the Baltimore County Zoning Regulations would result in

a hardship for the Church. Mr. Trionfo testified that the hardship arose from the unique physical

III. Richard Baummer project manager at Daft-McCune-Walker, Inc. overseeing the plans for the

proposed new sanctuary was the next witness. Mr. Baummer testified to the character of the

general area and surrounding uses, roads, nearby zoning, and required technical information shown

on the plan. Mr. Baummer testified to the existence of the required residential transition area

buffer and additional buffer provided between the site and the adjoining Veit residence. He then

described the parking plan, showing the specific modifications that are the subject of the petition.

In so doing, Mr. Baummer identified the 500' radius from the entrance to the proposed building

and the on-site parking beyond that arc; identified areas proposed for attendant assisted (stadium)

parking; and described the location and number of spaces to be used at the Loch Raven High

Mr. Baummer also testified as to meetings he attended with the Department of Environmental

Protection and Resource Management wherein the Department requested the subject modified

plan. Mr. Baummer specifically addressed the comments of the Zoning Advisory Committee with

respect to storm water management, tree retention, limiting of disturbance in general, and in

particular, on steep slopes, and the resolution of the State Highway Administration concerns. Mr.

Baummer further testified that in his opinion strict compliance with the Baltimore County Zoning

IV. Mel Munk, business manager of the Church described his responsibilities for the physical

condition of the Church buildings, grounds and vehicles. Mr. Munk specifically testified to his

obtaining written permission from the principal of Loch Raven High School to utilize the parking lot on Sundays, and that the procedure he followed is that which the Department of Education

and environmental nature of the site, and was not the result of actions by the Church.

and present an inconvenience to the school and to worshippers.

Regulations would result in a hardship for the Church.

number of years.

DCD:SNF

HAND DELIVERED

Letr\Letr0772.DCD

HELLMAN & REDMOND ATTORNEYS-AT-LAW 405 ALLEGHENY AVENUE TOWSON, MARYLAND 21204 TELEPHONE (301) 825-1099

FAX (301) 828-4120

STANLEY H. HELLMAN PAUL J. REDMOND

OF COUNSEL

DEBORAH C. DOPKIN

ZONING OFFICE

May 23, 1991

OF COUNSEL DEBORAH C. DOPKIN

ZONING OFFICE

Towson, Maryland 21204 Re: Case No. 91-94 SPH

The Rock Church

Dear Ms. Nastarowicz:

Ann M. Nastarowicz, Esquire

Deputy Zoning Commissioner

111 West Chesapeake Avenue

Pursuant to our meeting of yesterday, please find enclosed the following information:

- Letter, dated July 3, 1990, from Dennis F. Rasmussen to Riborg E. Norman;
- Answers to the various questions raised at our meeting; and
- List of Petitioner's Exhibits, based on my file notes

I hope these are helpful to you.

Reverend Bart Pierce Dick Baummer

LETR\NASTAROW.ROC

follows. He further testified that the school has used the Church facilities from time to time, and that by working together, the two institutions have successfully avoided scheduling conflicts. In addition Mr. Munk testified to the use of Church vans to pick-up worshippers in the area. Mr.Munk also presented a letter he had received from the Huntleigh Development in support of the Church's petition. Mr. Munk also testified that he was contacted by members of the community relative to the need for a traffic light at Cowpens Avenue and seeking the Church's support.

Mr. Munk testified that the use of the High School lot adjoins and is across Cromwell Bridge Road from the Church; only passenger vehicles, excluding buses, park at the High School; no loading, service, or any use other than parking occurs on the lot; the method and area of operation, and permitted hours of use are specified and regulated to the extent within the Church's control; the Church will subject itself to any conditions not listed above which, in the judgment of the Deputy Zoning Commissioner, are necessary to ensure that the parking facility will not be detrimental to adjacent properties. Mr. Munk indicated that the congregants are informed from the pulpit and by the Church bulletin on the operation of the parking ministry. On cross examination, Mr. Munk testified that the Church carries liability insurance on its buses and vans which are used to shuttle people from the lot to the Church.

V. Wes Guckert, a traffic engineer from the Traffic Group, Inc. was accepted without dispute as an expert in the field of traffic engineering. Mr. Guckert testified that he had inspected the site and the area, had investigated the existing and proposed parking plans and hours of operation, and conducted a study of traffic conditions at and near the site. The study concluded that, assuming a worst-case basis (that traffic arrives and leaves within a one hour period on Sunday mornings) the level of service on adjoining roads and intersections and site access remain at "A" level without an adverse traffic impact. Mr. Guckert further testified that the plan proposes to reconfigure the access at Cromwell Bridge Road, and would be further improved by the installation of a traffic light by Baltimore County.

Mr. Guckert testified that his firm had observed the traffic ministry and consulted with members of the Church in the plan of operations to assure vehicular and pedestrian safety, addressing issues such as circulation, pedestrian walkways, crossings, and phasing of use of the lots and school parking. Mr. Guckert then summarized the recommended parking operations, the phasing of parking, and location of attendants. He estimated that the plan would be operational for approximately four hours each week, between 8:30 a.m. and 12:30 p.m. on Sunday mornings.

Mr. Guckert was asked to interpret the Baltimore County Zoning Regulations parking space calculations for churches, and he replied that the standard of one space for four seats was inclusive of all uses on the site. When asked about access through Dunwoody Road, Mr. Guckert indicated that vehicular access would be blocked, but emergency vehicles could enter the site, if necessary.

It was Mr. Guckert's opinion that from a traffic point of view strict compliance with the Baltimore County Zoning Regulations would result in undue hardship to the Church; that the hardship was peculiar to the site because of the topographical conditions, and not caused by the Church; that the proposed modified plan was in harmony with the spirit and intent of the zoning regulations; if granted, would not create injury to the public health, safety, and general welfare, and would otherwise satisfy the section 502.1 standards. Mr. Guckert felt that the any effect in approving the plan would be uniquely contained on-site.

ATTORNEYS-AT-LAW

HELLMAN & REDMOND

405 ALLEGHENY AVENUE TOWSON, MARYLAND 21204 TELEPHONE (301) 825-1099 FAX (301) 828-4120

April 3, 1991

HAND DELIVERED

Ann M. Nastarowicz, Esquire Deputy Zoning Commissioner Baltimore County 111 West Chesapeake Avenue Towson, Maryland 21204

Re: The Rock Church

PAUL J. REDMOND

OF COUNSEL

DEBORAH C. DOPKIN

Case No. 91-94 SPH Special Hearing to Approve Modified Plan for Parking

Dear Deputy Zoning Commissioner Nastarowicz:

Pursuant to your instructions at the conclusion of the hearing on the above captioned matter on March 21, 1991, I am transmitting herewith the following materials:

- Summary of Proceedings, including pertinent testimony, legal considerations and proposal;
- Outline Summary of Agreement between the Rock Church and the Chatterleigh Association;
- Revised landscape plan, with changes highlighted; and
- Comments from Bureau of Traffic Engineering.

These materials took longer to assemble than I had anticipated, and I apologize for the delay in getting them to you. Please let me know the earliest convenient opportunity that I may meet with you. Reverend Pierce has expressed a desire to attend the meeting, but since I was uncertain as to the appropriateness of his presence, I defer that to you.

I look forward to hearing from you.

Deborah C. Dopkin

LETR\NAS-ROC.403

**SUMMARY OF PROCEEDINGS** 

The Special Hearing to Approve a Modified Parking Plan took place over several months. The hearing commenced on October 30, 1990 and was continued on January 17, 1991, March 12, 1991 and March 21, 1991.

Appearing in protest at the October 30 hearing were Edward and Carmella Veit, the adjoining property owners, and the Cromwood-Coventry-Satyr Hill Association, represented by Michael Tanczyn. On January 17, Mr. Tanczyn withdrew his client's opposition, Mr. Veit continued his opposition, and the Chatterleigh Association, represented by John Pfeifer and V. Charles Rinaudo, appeared as protestant. Subsequently, Michael Gisriel entered his appearance on behalf of Mr. and Mrs. Veit. All protestants withdrew opposition at the March 12 hearing.

Testimony was presented in support of Petitioner's case on October 30, 1990 and on January

#### The Witnesses

Witnesses appearing in support of the Petition on October 30 were The Reverend Bart Pierce; Chris Trionfo, an elder of the Church and principal of Hopkins Construction; Mel Munk, business manager for the Church; Dick Baummer, project manager from Daft-McCune-Walker, Inc.: and, Wes Guckert, President of The Traffic Group, an expert traffic engineer. Appearing on January 17 were Rocky Powell of the Baltimore County Department of Environmental Protection and Resource Management ("DEPRM"); Tom Lucas, the elder of the Church responsible for parking; and, George Gavrelis, of Daft-McCune-Walker, expert planner.

#### The Testimony

#### Pertinent testimony is summarized as follows:

Bart Pierce testified that the Rock Church of Baltimore is an non-denominational pentecostal Biblical church, affiliated with the Rock Church of Virginia Beach, one of forty affiliated churches offering services domestically and abroad, including outreach and ministries in third world and developing countries. The Rock Church of Baltimore has existed at the subject location for ten years and offers a wide array of church services and activities.

In addition, the Church affiliated school, the Rock Church Academy, is a kindergarten through grade twelve school, with a current enrollment of approximately 200 students (whose families are Church members), which conducts and sponsors numerous academic, youth, sports and related social activities at the school.

A community day care center is also housed on the site, and though run by the Church, is open to the general community. It operates five days a week from 7:00 a.m. to 5:30 p.m.

The Church's outreach covers a variety of ongoing and growing activities, including a home for unwed mothers, Nehemiah House, a men's shelter (run in conjunction with Baltimore County); providing services at local jails and at the Hickey School, sponsoring inner city block parties and meals for the needy at Christmas and on other occasions.

At the continued hearing on January 17, the following witnesses were heard:

VI. Rocky Powell of DEPRM confirmed the fact that his department sought and supports the modified plan, and that without a modified plan, the site could accommodate all required parking and satisfy applicable County regulations.

Mr. Powell further testified that the proposed plan will treat and control storm water run-off from the Beltway - currently untreated - so as to result in a net improvement in water quality over existing conditions on the undeveloped site. In addition, the modified plan reduces the area of disturbance, retains a greater number of trees, and minimizes the use of slopes on the site.

In cross examination, Mr. Powell further testified that the development of the site as proposed would have no substantial adverse impact on the domestic water supply on the adjoining residential property.

VII. Tom Lucas, an elder of the Church responsible for the parking ministry testified to the operational plan anticipated for the new sanctuary. Mr. Lucas has been responsible for the existing parking operations for seven years. He testified to the limited hours each week when the maximum demands on parking arise -- and that once the new sanctuary is open these will occur only after a period of years of anticipated growth in membership.

Mr. Lucas testified that an operational plan has been developed with the consultation of an expert traffic engineer to ensure the safe and efficient control of traffic at peak hours, both for pedestrian and vehicular safety. He described in detail the proposed operation, including scheduling, training of attendants, training and investigation of drivers for the buses, stations to which attendants are to be assigned, pedestrian and vehicular flow and circulation, phasing of lots, timing, use and parking of buses. In addition, Mr. Lucas described contingency plans for medical and weather emergencies, and for alternate attendants in the event of absences. He also described two other nearby parking lots where worshippers would park if the High School lot were unavailable. His testimony also addressed provision for snow and ice removal. Mr.Lucas also testified that during his seven years' experience that there had been no accidents involving personal

VIII. The last witness to testify for the Church was George Gavrelis, who was accepted as an expert in the field of planning. Mr. Gavrelis described the subject site, and that he had observed it and the surrounding area, both during the week and during Sunday worship services. Mr. Gavrelis described the site, improvements, and its physical characteristics. In his testimony he noted that a tour of the nearby neighborhoods reveals that religious institutions have chosen locations which also offer high accessibility near Beltway interchanges.

He characterized the 23.9± acre site as being defined by steep slopes, adjoining roads and the Beltway. Internally, he described the site as being divided by a ravine between two promontory ridges. All site edges are heavily wooded with mature trees, and a BG&E electrical power transmission line exists on the north slope parallel to Cromwell Bridge Road. As such, the plan creates a visual green edge around the proposed development.

These physical characteristics result in two component areas suitable for development based on slope constraints -- one on which the existing facilities are located, and the other on which the proposed new sanctuary is to be located. The physical constraints prevent consolidating the existing and expanded facilities into a central core, but rather require that use of the two component areas, and result in a development pattern which must be "compacted" to respect the physical and environmental constraints.

Mr. Gavrelis also testified that the site does not adjoin any development and abuts only one dwelling, which is separated by the required 75' residential transition area buffer plus an additional area of 30 - 40 feet which will be enhanced by further landscaping.

Based on his familiarity with the Baltimore County Zoning Regulations, Mr. Gavrelis testified that a church is a use permitted as a matter of right in the D.R. 2 zone. He also testified as to his familiarity with § 409 of the regulations, and his understanding that the standard for parking for houses of worship was intended to be inclusive of all uses on the site, rather than cumulative. Based on that understanding, Mr. Gavrelis testified that the plan provides an adequate number of parking spaces to satisfy the requirements of the regulations.

Mr. Gavrelis also testified that the number of spaces proposed to be stadium parked, that is, without access to aisles, does not exceed 30 %, and thereby does not exceed the 50% limit in § 409 of the zoning regulations.

Mr. Gavrelis specifically testified that the 23.9± acre site, as described in the zoning description accompanying the plat, is one parcel for zoning purposes.

In his opinion, Mr. Gavrelis stated that the modified plan would not adversely impact surrounding communities, nor would the proposed use be contrary to the standards set forth in § 502.1 of the Baltimore County Zoning Regulations. He also stated that based on the unique characteristics of the site, strict compliance with the requirements of the zoning regulations would render conformance unnecessarily burdensome and result in an undue hardship for the Church; that the grant would not work an injustice on the Church or other property owners in the area, and that if the petition were granted, the spirit and intent of the zoning regulations would be observed and the public safety and welfare secured.

IX. There was considerable discussion raised by the protestants with respect to compliance with a previously approved landscape plan. At the January 17 continuation, the Church stipulated that it would survey the planting at the site, determine action required to conform the site to County landscaping requirements, and submit and implement a landscape plan to correct any deficiencies. A landscape plan was submitted to Baltimore County on January 7, 1991, and subsequently approved. That plan has been modified in connection with an agreement between the Church and the Chatterleigh Association.

There was also testimony and cross examination relating to the use of Dunwoody Road for access to the new sanctuary. Testimony by the Church, consistent with the requirements of the CRG plan, was that the Church does not intend to use Dunwoody Road, but that Baltimore County is requiring that emergency access be maintained.



6813 GOLDEN RING ROAD BELTWAY EXIT 34 BALTIMORE, MARYLAND 21237 301-391-8200

COMPLETE REAL ESTATE SERVICES SINCE 1950

2007-92

January 9, 1990

Robert E. Covahey, P.E., Chief Bureau of Public Services 111 West Chesapeake Avenue Towson, Maryland 21204 Room 321, Mail Stop 1301

RE: Rock Church 91-94-S.P.H. Case #85-126A

Dear Sir:

William F. Gebhardt, 1215 Brook Meadow Drive, Baltimore, Maryland 21204, does hereby request an appeal of the January 3, 1991 C.R.G. Approval of the Rock Church Partition 91-94-S.P.H. and the amendment of case #85-126A.

Enclosed is a cashiers check in the amount of \$75.00 made payable to Baltimore County to cover the cost of the appeal.

Yours truly,

William F. Gebhardt

6813 GOLDEN RING ROAD BELTWAY EXIT 34 BALTIMORE, MARYLAND 21237 301-391-8200

COMPLETE REAL ESTATE SERVICES SINCE 1950

January 15, 1991

Re: Rock Church

91-94 SPH

Ann M. Nastarowicz Deputy Zoning Commissioner Baltimore County Zoning Office County Office Building 111 West Chesapeake Avenue Towson, Maryland 21204

An Amendment to Variance And Site Plan

Case # 85-126A Dear Deputy Commissioner:

I would like to take this method to express my objection to the granting of the petition 91-94-SPH to grant a variance and amendment of case #85-126A. A long planned business trip to Atlanta, GA., on the day and time of the public hearing precludes me from attending and voicing my objection in person.

Statements made at the C.R.G. Public Hearing on January 3, 1991 prompted me to make inquiries, at the county offices, as to the validity of these statements.

My investigation revealed that the present owners and petitioners are and have been, throughout the last five years operating the Rock Church in violation of the Baltimore County Zoning Laws. They have further violated and are continuing to violate, grading, sedimentation, storm water management requirements of Baltimore

They have without approval or permit done extensive back filling of the slopes on the north west side, west side, and east side of the petitioned site.

The approved C.R.G. plan for 85-126A and the revised C.R.G. plan dated 6-89 shows the site to contain no more than 106 parking

The site plan as now submitted by the petitioner and Daft McCume Walker, Inc., the same Engineer that submitted the revised plan, contains as existing 222 parking spaces. These additional 116 parking spaces were made possible by the illegal back filling of the slopes.

Rev. Bart Pierce stated at the January 3, 1991 C.R.G. meeting that the pine trees planted as screening for parking have been in the ground four years. If we are to believe him, then the slope and existing parking has been there at least that time and the revised C.R.G. plan of June 1989 is bogus.

I am enclosing a section of the revised C.R.G. Plan of June 1989 with an overlay of the parking from the petitioner's new plan showing the existing parking, and the filled area that they are built on.

I am also enclosing two photos of this site as viewed from my patio and the other residences of my community. These photos show in graphic detail the slope as filled, the deforestation, and the lack of screening as required under the approved landscape plan. The date of the photos was January 9, 1991.

From just looking at what has been done to the present site, it is not difficult to see what we can expect the new site to look like, if you grant their petition.

I request that you deny the petition for a variance to build this structure for 3,150 people, in that this site is insufficient in itself to support it. Without the illegal 116 parking spaces on the original site, parking would be insufficient even with a variance.

I request you deny the amendment to 85-126A as revised, since the zoning commissioner acted properly and with good judgement when he granted the original.

I also request you order the petitioner to strictly comply with 85-126A as revised in 1989 and to comply with all its terms and provisions.

To do otherwise would be giving your official approval for all their violations.

If there ever was a classic example of two sites being overly used these would be the textbook version.

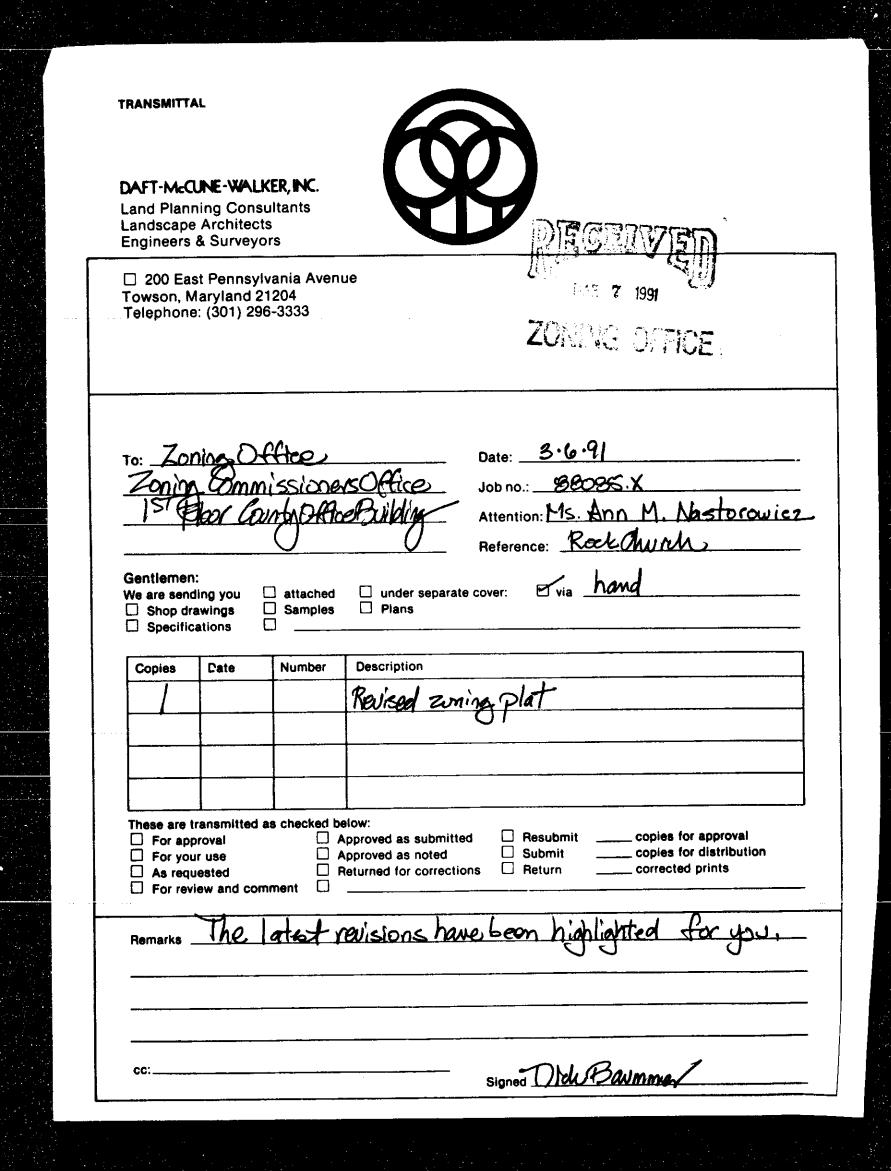
The only comparison I can make to their action is, that it is like giving the man who has just robbed the bank, the right to use the money stolen, to pay off his mortgage with that same bank.

Yours truly,

William F. Gebhardt 1215 Brook Meadow Drive Baltimore, Maryland 21204 337-0375 or 391-8200

to Carl DAFT-McCUNE-WALKER, INC **Land Planning Consultants** Landscape Architects Engineers & Surveyors ☐ 200 East Pennsylvania Avenue Towson, Maryland 21204 Telephone: (301) 296-3333 Job no.: 8005.D □ attached □ under separate cover: □ via hand ☐ Samples ☐ Plans Shop drawings Specifications Correspondence re: adjacent communities approval of internal plan change These are transmitted as checked below: 🔲 Føf approval \_\_\_\_ copies for distribution □ Submit For your use Approved as noted Returned for corrections 

Return \_\_\_\_ corrected prints As requested For review and comment Remarks We are working to respond to the safety europens. co: Pierce, Trimfo, Dopkin Signed NUC Bowmme



1004 Concordia Drive Towson, MD 21204 January 16, 1991

Mr. J. Robert Haines Zoning Commissioner 111 W. Chesapeake Avenue Room 109 Towson, MD 21204 Dear Mr. Haines,

I moved to Chatterleigh several years ago in an attempt to escape the urban skyline of Baltimore City to a location that is uniquely located by the Beltway, Towson and several area shopping centers. I live at the top of Mine Bank hill and have a gorgious view from my rear windows of the Cromwell Bridge Valley area. The proposed parking lot and improvements associated with the plans submitted by the Rock Church would have a devastating impact on both the asstbatic appeal of real center in a section. impact on both the aesthetic appeal of real estate in my community, and the tremendous and undesired consequences of increased traffic on an already overburdened local road system and increased noise

In light of the fact that this proposed new parking lot does not meet all of the criteria required by County regulations, that fact should in and of itself require the proposed project of the Rock Church to be rejected. The majority of those who are in favor of the project do not live in the immediate vicinity and thus, would be unaffected by the atrocities that will be caused by the clearing of the wooded hillside above Cromwell Bridge Road, with the added fear of future development on the hilltop.

The people of my community will not stand for this type of beaurocratic railroading. I am certainly outraged that this type of travesty can be allowed to pass without a moral backlash from the electorate of this district. Those who attend Rock Church profess to be kind and decent individuals with their collective finger on the pulse of morality and Christianity, yet their total lack of concern regarding the affect of their project on those in the surrounding community reflects their true sense of misdirected and nongenuine committment to others. Their true and sole committment is to themselves. Please don't let their decision influence yours.

> Sincerely, / A concerned citizen

Thomas W. Matthews 1002 Concordia Drive Towson, Maryland 21204

January 15, 1991

Mr. J. Robert Haines Zoning Commissioner 111 West Chesapeake Avenue Room 109 Towson, Maryland 21204

Dear Mr. Haines:

ZONING OFFICE

Re: Case 91-94

The purpose of this letter is to urge you to deny the Rock Church's request for a special variance from zoning regulations regarding its parking lot. Current zoning regulations were drafted with a purpose in mind. There is no demonstrated benefit from deviating from the existing regulations.

However there are significant negative elements to the proposed sanctuary and parking lot including:

- Increased erosion and pollution of the Minebank Run from increased water runoff;
- Increase of traffic in and around our community from the Church's increased congregation (and corresponding increased levels of exhaust emissions);
- Added potential for fire or other disaster if emergency vehicles are hindered by a congested parking lot;
- Clearing of the wooded hillside and hilltop will ruin what is now an aesthetically pleasing view

suffer the consequences seven days a week.

- The chance for further development of the area east of the proposed construction site.

It is unfair for the congregation of the Rock Church to influence changes in local zoning regulations. Few members of Rock Church live in the affected area. Conversely, the residents of Chatterleigh and surrounding communities must

Please give the opposition to this zoning request your full consideration.

Sincerely, Thomas w Mather Thomas W. Matthews

Dear Ms. Dopkin:

The operation of the school at the Rock Church does not

I have enclosed the Orders in the above captioned zoning

Very truly yours,

involve a change to the site plan nor does it constitute a material

change in the operations at the site. The religious school activity

and services provided to the student body are normal accessory uses

found at many religious institutions. As such, we believe that the proposed modification should be permitted without the necessity of an

cases, along with the required processing fee of \$40.00 made payable to Baltimore County, Maryland. I would appreciate an expedited review and response, since the parties are anxious to provide these

services to a waiting enrollment at the earliest opportunity.
Further, we will be meeting with Carl Richards of your office on

Monday, September 9, 1996 to respond to any questions he may have

regarding this matter. If I may provide further information at that

Thank you for your attention to this matter.

additional public hearing or further zoning approval.

time, please contact me.

cc: The Rock Church

DCD/kmc Enclosure

Reference is made to your letter of September 5 to Arnold Jablon, Director of Permits and Development Management, and your supplemental letter of September 9, both of which I will reply to. You have requested on behalf of your client, Rock Church, that this office concur that the proposed special needs student dormitory would be in keeping with the spirit and intent of the zoning regulations and the above referenced

Special Needs Students

9th Election District

Zoning Case #91-94-SPH, #85-126-A

At a meeting in this office on September 9, it was explained that the students had experienced abuse or neglect and would only temporarily live in the dormitory, not to exceed 90 days, after which time they would continue to attend class but they would later return to the family home or be placed in foster care or a residential facility. As was further explained, the temporary dormitory accommodations and student services. similar to transitional services offered by other religious institutions, will be "accessory to" and not change the "principal church operations" at the site.

I have discussed your proposal with Arnold Jablon and simply stated, this office would agree that the temporary dormitory use for approximately 30 special students would not conflict with the <u>Baltimore County Zoning Regulations</u> and would be within the spirit and intent of the zoning cases. Our final approval would be contingent

> the revision of the site plan in the latest zoning case to reflect the changes, even though the proposal may be less intense;

responsive to the request. If you need further information or have any questions, please do not hesitate to contact me at (410) 887-3391.

Zoning Supervisor Zoning Review

WCR:sci c: Councilman Joseph Bartenfelder

ROSOLIO & KOTS, P.A. 226 NOTTINGHAM CENTRS 502 WASHINGTON AVENUE TOWSON, HARYLAND 21204-4513 FAX TRANSMISSION LEAD SHEET

LAW OFFICES

TELEPHONE 410-339-7100

FAX NO. 410-339-7107

96-4930

署5 ISSA

NOTICE

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September 10, 1996 Carl Richards

COMPANY: Office of Permits and Development Management

FAX: 887-5708

> The Rock Church Deborah C. Dopkin, Esquire

Rosolio & Kotz, P.A.

Second Floor, Nottingham Centre 502 Washington Avenue Towson, Maryland 21204

Please contact Eddie at (410) 339-7109 should you experience any problem with this transmission.

Fax Number: (410), 339-7107

Number of Pages, Including This Lead Sheet: 2 Hard Copy to Follow?

Comments to Recipient: - Per our convenention -

And the second s

ROSOLIO, SILVERMAN & KOTZ, P. A. SUITE 220, NOTTINGHAM CENTRE 502 WASHINGTON AVENUE TOWSON, MARYLAND 21204-4513

September 10, 1996

FAX NO. 410-339-7107

TELEPHONE 410-339-7100

VIA FACSIMILE AND FIRST CLASS MAIL

Arnold Jablon, Esquire Baltimore County Department of Permits and Development Management 111 W. Chesapeake Avenue Towson, Maryland 21204

> RE: The Rock Church Case No. 91-94-SPH and Case No. 85-126-A

Dear Mr. Jablon:

DEBORAH C. DOPKIN

This firm represents The Rock Church with regard to its property located at 1607 Cromwell Bridge Road, the subject of the above captioned zoning cases. (I note there was a sign variance case No. 88-65A that was denied and is not relevant to the subject of this

The subject property consists of a 23  $\pm$  acre more or less parcel zoned D.R. 2 that is improved with the Church, school and related facilities. The Church recently completed a new sanctuary on the site. Prior to opening the new sanctuary, services were held in the gymnasium of the school. It is the school that is the subject of this letter.

The Church is exploring contracting with an independent operator to take over the school operation. The proposed operator is the Arrow Project, a Christian, private, non-profit corporation consistent with the ministry of the Church.

The school would continue to be accessory and subordinate to the Church use and would be in furtherance of the mission of the Church and its ministry. There would be no exterior modifications to the building and there would be a net reduction in the number of students on the site as well as traffic and parking demands.

The student body would be reduced to approximately sixty students in grades 1 - 12, of whom roughly one-half would reside on the premises. Thus, one floor of the existing building would be Rosolio, Silverman & Kotz, P. A.

Arnold Jablon, Esquire September 10, 1996 Page 2

converted to dormitory. The student body that would be served would be limited to students with special needs who have experienced abuse or neglect. Enrollment would come from both the private sector and from placement by state agencies. Of the student body, thirty students would temporarily live on the premises for up to a maximum of ninety days each. At the end of the ninety days, the students would continue to attend classes, but would return to either the family home or be placed in foster care or in a residential

If you desire, the Church can provide detailed information on staffing, scheduling and classroom levels. In addition to the educational staff, the school would maintain three full time staff people in the dormitories twenty-four hours per day, plus therapeutic, clinical and administrative personnel during normal operating hours.

The operation of the school at the Rock Church does not involve a change to the site plan nor does it constitute a material change in the operations at the site. The religious school activity and services provided to the student body are normal accessory uses found at many religious institutions. As such, we believe that the proposed modification should be permitted without the necessity of an additional public hearing or further zoning approval.

We believe the services proposed at the school are in furtherance of the mission of The Rock Church and are in keeping with the spirit and intent of the Zoning Regulations. I have enclosed the Orders in the above captioned zoning cases, along with the required processing fee of \$40.00 made payable to Baltimore County, Maryland. I would appreciate an expedited review and response, since the parties are anxious to provide these services to a waiting enrollment at the earliest opportunity. If I may provide further information at that time, please contact me.

Thank you for your attention to this matter.

Very truly yours,

DCD/kmc Enclosure cc: The Rock Church

BALTIMORE COUNTY, MARYLAND OFFICE OF FIRECE-REVENUE DIVISION MISCELLANEOUS CASH RECEIPT AMOUNT \$ 40.00 (WCR) RECEIVED Rosolio & Silverman PA #710 - VERIFICATION The Rock Church 03A91H01O5HIGHRC \$40.00 BA CO11:30AMD9-19-96 VALIDATION OR SIGNATURE OF CASHIER

والمستحدد مواد سواحم الأماري SE/corner of Cromwell Bridge Road and Loch Raven Boulevard \* ZONING COMMISSIONER (1607 Cromwell Bridge Road) -9th Election District OF BALTIMORE COUNTY Rock Church, Case No. 85-126-A Petitioner . . . . . . . . . . . .

The Petitioner hereir requests a variance to allow a crusher run surface on its parking lot rather than a durable and dustless surface, as more particularly shown on Petitioner's Exhibit 1.

FINDINGS OF FACT AND CONCLUSIONS OF LAW

The Petitioner, by Reverend Bart Pierce, appeared and testified. Also testifying in behalf of the Petitioner was Chris Trionfo. There were no Protes-

Testimony indicated that the church is situated on an 8.8-acre parcel with a parking area adjacent to the church building. See Petitioner's Exhibits through 6. Surrounding the parking area on three sides is a paved driveway which leads to Cromwell Bridge Road, an approximate distance of 500 feet. There are no homes or commercial buildings within a quarter of a mile of the property. aved, the run-off would need to be directed into a storm trainage system which would require an expense not within the budget. A crusher run surface would allow water to be absorbed without It is important to note that the parking lot would be utilized no more pine hours per week and that there would not be extensive dust produced and

Baltimore County Government Office of Zoning Administration and Development Management

111 West Chesapeake Avenue Towson, MD 21204

(410) 887-3353

May 23, 1995

Christopher J. Trionfo President Hopkins Construction Company 8811 Harford Road Baltimore, MD 21234

> RE: Rock Church 1611 Cromwell Bridge Road 1 Year Temporary Stone Parking Surface Permit #B-154706, #B-161503 Zoning Case #91-94-SPH 9th Election District

Dear Mr. Trionfo:

Reference is made to your formal request dated April 26, after an earlier meeting with Arnold Jablon, Director of Zoning Administration and Development Management, which has been referred to me for reply. You have requested, on behalf of the Rock Church, a delay on the required paving in the parking lot and approval of a temporary stone surface for one year.

This office will approve the temporary stone surface, subject to the following six conditions, five of which you have stated in your letter. The parking and driveway surface must be maintained in a durable and dustless condition following Baltimore County Air Quality guidelines.

- Handicapped parking spaces will be designated and paving will be accomplished in those areas closest to the building.
- Curb and gutter will be installed along the perimeter of the entire

Christopher J. Trionfo May 23, 1995

Page 2

WCR:scj

Enclosure

- 3. The entire project will be stoned and ready to receive parking.
- 4. The existing bond for Storm Water Management will not be reduced nor will any as built drawings be reviewed until all paving is installed. Maintenance of the Storm Water Management System is the responsibility of Rock Church.
- 5. All landscaping will be completed prior to occupancy.
- 6. See attached correspondence from David Filbert, Air Quality and Waste Management.

I trust that the information set forth in this letter is sufficiently detailed and responsive to the request. If you need further information or have any questions, please do not hesitate to contact me at 887-3391 (FAX - 887-5708).

Zoning Supervisor

BALTIMORE COUNTY, MARYLAND Inter-Office Correspondence

May 15, 1995

Carl Richards ZADM David Filbert 1.4 Air Quality & Waste Management

SUBJECT: Rock Church

I am writing in response to your request for our comments concerning a one year exception to the required paving of the parking lot at the Rock Church.

The Bureau of Air Quality and Waste Management would agree to the application of crusher run on the premise parking lot instead of paving for a period of one year provided that the following precautions are taken to control airborne particulate (ABP):

- 1. All roadways leading to and from the parking lot should be paved as soon as construction allows.
- 2. During dry conditions when vehicle traffic generates dust that becomes airborne and leaves the property boundaries control measures must be taken.
- Reapplication of crusher run to the parking lot surface may be necessary if weather conditions or vehicle traffic degrade the product.

Two of the most common methods used to control dust are the application of water or calcium chloride (CaCl2). If watering is selected caution must be used so as not to create a mud problem. The mud drying on paved surfaces would cause dust or sediment problems. If calcium chloride is selected as a control method it can be purchased from most building supply houses. The length of time that it is effective depends on weather conditions. During extended dry periods it will last indefinitely, however, hard rain will eventually wash the CaCl2 out. The best method of application of CaCl2 is with a spreader.

I have enclosed a copy of our guidelines for ABP control during construction activities. Mr. Steve Reekie, Supervisor of our Air Quality Section, can provide additional quidance questions that come up. We would be happy to meet with representatives from the Rock Church to provide additional quidance in the Rock Church t

RICHARDS/DEPRM/TXTMDB

COBAR 42.03.01 Part 4

(410) 887-3745 - Waste Management

Bureau of Air Quality and Waste Management 401 Bosley Avenue, Suite 416 Department of Environmental Protection Towson, Maryland 21204 (410) 887-3775 - Air Quality

BUREAU OF AIR QUALITY MANAGEMENT

Guidelines to the Air Pollution Regulations for Controlling ABP (Airborne Particulate) on Construction Activity Sites

ACTIVITY SITE START-UP

Baltimore County

and Resource Management

Stone must be applied for a minimum of 50 feet in all entrances of ingress and egress. If this amount does not prove effective further stones may be required. Additional stone should be applied to all internal roads as soon as final grade can be established. Stone should also be applied to areas or driveways that lead directly to buildings under construction where supply trucks or subcontractors travel to perform their functions.

Two distinct soil conditions usually exist at construction activity sites. Each condition requires a different approach regarding compliance to air pollution regulations for controlling mud and dust. These conditions are a function of the degree of moisture in the soil. Simply put, "are the conditions wet or dry?"

If conditions are wet the tracking of mud onto hard surface roads must be addressed.

If conditions are dry ABP (dust) control on internal roads must be established

WET CONDITIONS: MUD PROBLEMS

Adequate stone in traveled areas is the key to controlling most mud-onthe-road problems. During wet periods the stone must be replenished as needed.

One of the best preventive methods for controlling the mud problem is to contain it on-site. This can be accomplished by setting up a wheel wash station. This is possible when water is available using a one and one half inch fire hose (anything smaller will not be effective). A meter can be obtained from the Bureau of Utilities at 887-7722. The station should be located on the entrance/exit stone back far enough to create enough "run" to help clean wheels further. As basic as it sounds, this is only as effective as the person doing the washing. A sign is a valuable aid for alerting vehicles that you have an air pollution plan for compliance. ALL VEHICLES MUST WASH OFF TIRES.

Inevitably mud will be tracked onto hard surface roads. The regulations call for prompt removal, and this can be accomplished in a number of ways which will be dictated by your particular situation and equipment availability.

ZADM

2225-95

One of the most effective methods involves hosing down the street. Obviously the ambient air temperature will dictate whether this is a feasible approach. This can only be done if you have either protected outlets or the run-off flows into a sediment control pond. Any hosing action must be cleared with Sediment Control at 887-3226. It may be necessary to purchase 300' to 400' of hose, but compared to other methods of control this can be cost effective. If hydrants are not available flusher trucks can be used. Since most contractors do not own such a piece of equipment it must be rented. Again the same requirements concerning run-off must be adhered to. The use of a mechanical broom is another option for clean-up purposes. A mechanical broom must always be used in conjunction with a wetting agent (usually water). This minimizes the dust resulting from the clean-up operation. The most basic method of clean-up may be all that is necessary: men with flat shovels and brooms (flagmen where necessary). Sufficient man-power is necessary to facilitate the prompt removal of mud and dirt. DRY CONDITIONS: ABP PROBLEMS This particular condition probably has the potential for the greatest volumes of dust. There are a number of approaches to the dry conditions dust problem. The most cost effective method must be ultimately decided by the contractor. This problem usually involves internal roadways, which are dirt or stone. If the roads are hard surfaces they can be cleaned by any of the methods already discussed. The two most common methods of dust control for dirt or stone roadways are water and Calcium Chloride (CaCL<sub>2</sub>). Both have advantages and disadvantages associated with their use.  ${
m CaCl}_2$  is very effective for this purpose. It can be purchased from most building supply houses and the length of time that it is effective depends on weather conditions. During extended dry periods the CaCl<sub>2</sub> can last indefinitely, however, significantly hard rain will eventually wash the CaCl2 out. As the conditions

dry again this will signal the necessity for the re-application of additional CaCl2.

The best method of application of CaCl2 is a spreader. Throwing shovels full from

Care must be taken to clean up any  ${\rm CaCl}_2$  tracked onto hard surface roadways because of the associated traffic hazard. Sometimes a buffer area before

the back of a truck will not produce an effective application.

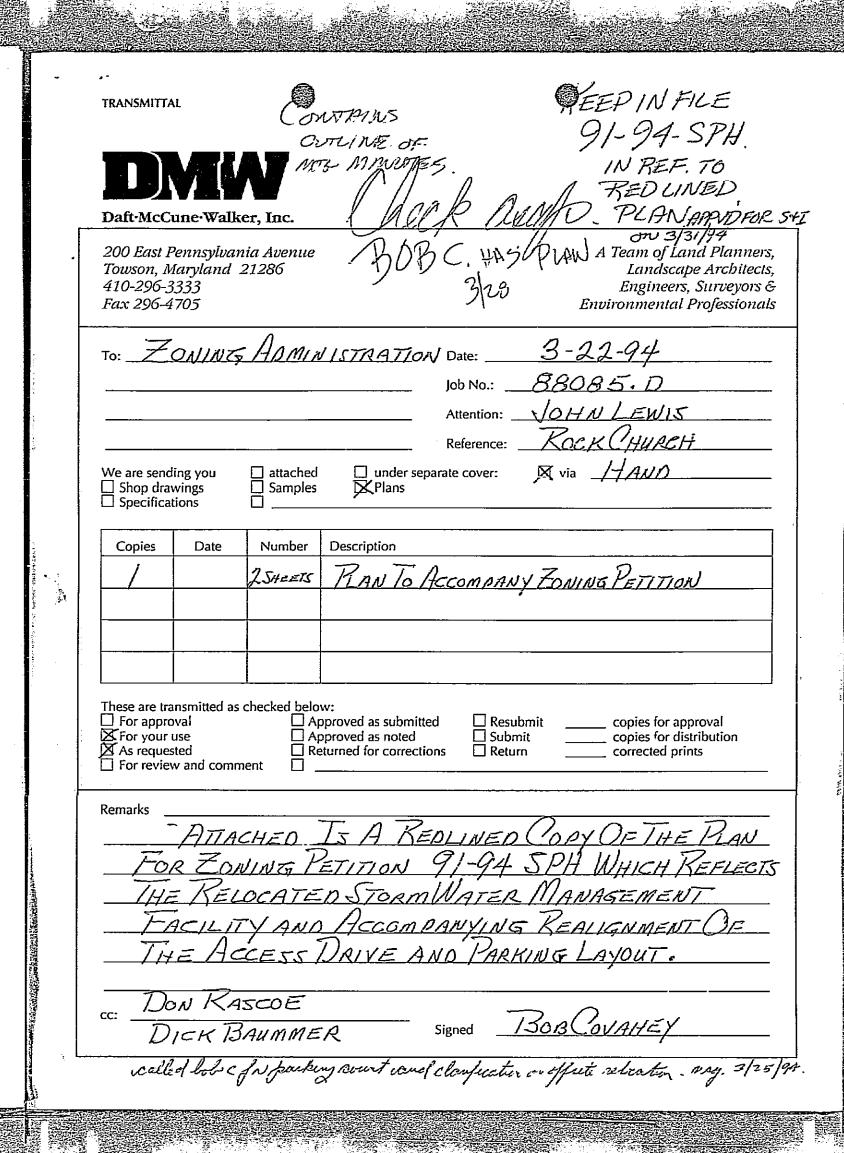
entering hard surface roads helps with this problem.

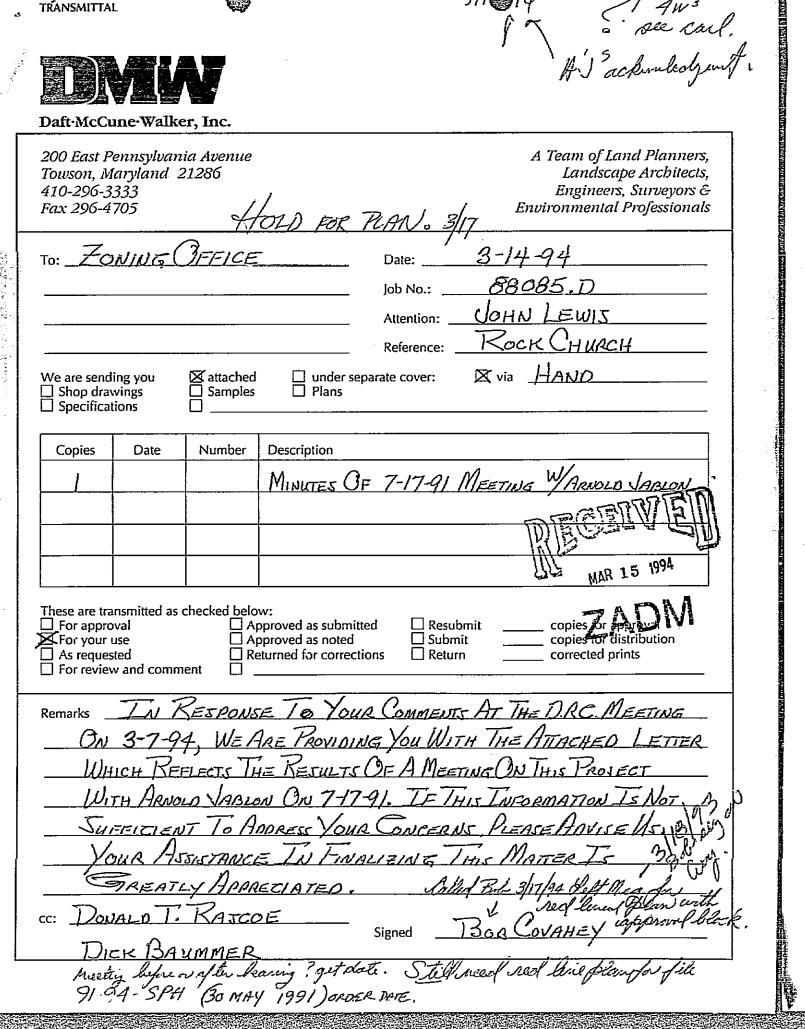
The second method for control of dust from dirt or stone roadways is water. Water may be used in a number of ways. The most common approach is a water truck which is very effective when used properly and with the necessary frequency. Watering the roads does not have to involve creating a mud problem. Good judgement must be used to put down the proper amount of water. Job size and dryness will dictate the frequency of use of the water truck. The rule of thumb regarding frequency is simple; if vehicles using the roadway are generating dust it is time to water again. Watering for dust control can sometimes be achieved by the use of a fire hose with a spray attachment. This requires a responsible person to perform the task adequately when it is needed. WHEEL MEN WITH BROOMS STATION FLAT SHOVELS MECHANICAL BROOM 1½" HOSE WETTING AGENT FIRE HYDRANT STONE WATER TRUCK ENTRANCE

> CALCIUM CHLORIDE

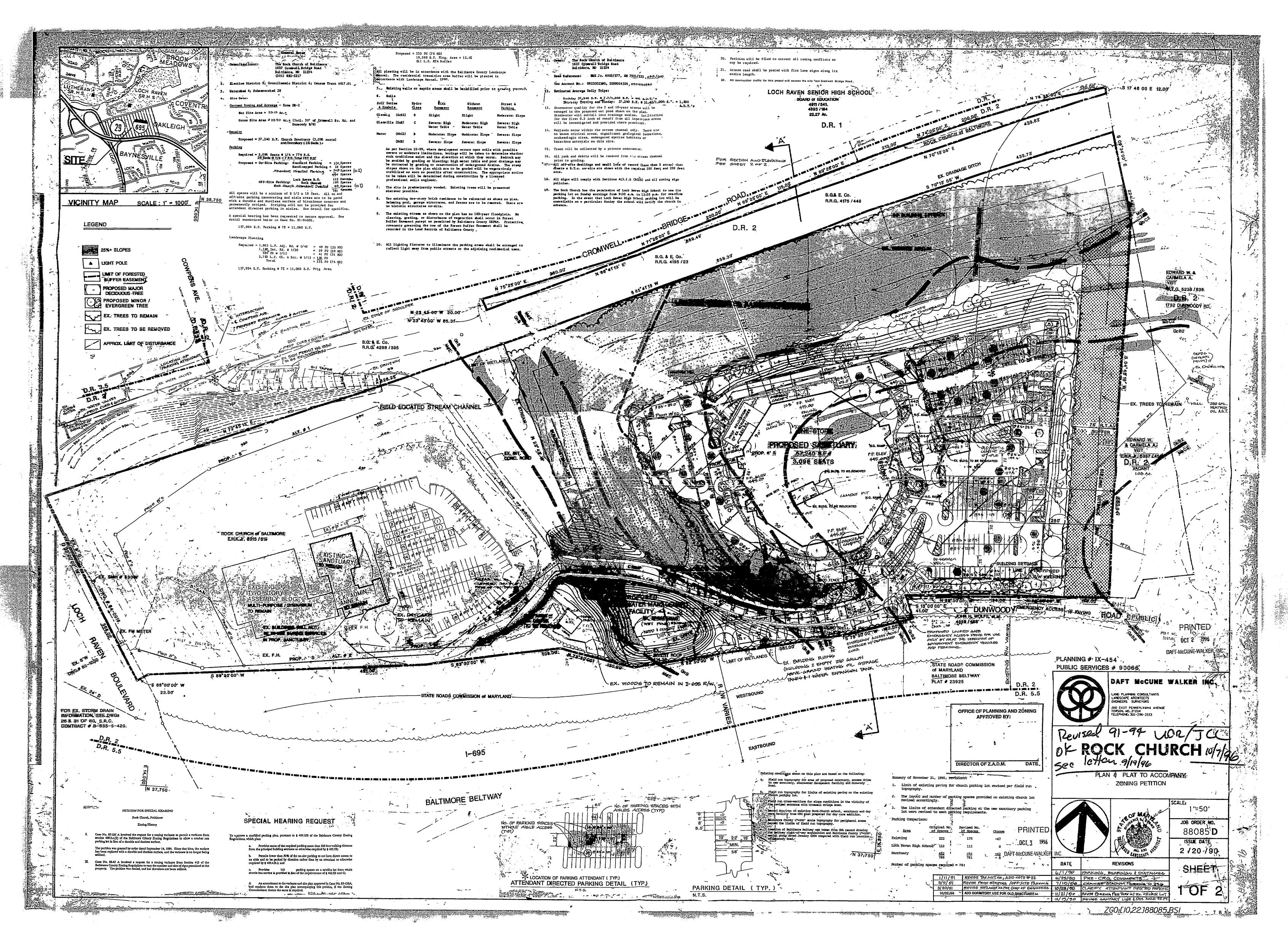
8811 HARFORD ROAD BALTIMORE, MARYLAND 21234 PHONE 410/661-3600 FAX 661-4224 Zoning Administration and Development Management 111 W. Chesapeake Avenue, Room 109 Towson, Maryland 21204 Attn: Mr. Arnold Jablon, Director RE: Rock Church of Baltimore We are formally requesting an extension of one year to occupy our new Sanctuary with a stone parking lot in lieu of a durable and dustless surface. After speaking with you, we have followed your advice, and spoken to John Risinger, Jack Berger & Tom Vidmar. After our communications with their departments, we are stipulating to the following conditions: 1. Handicapped parking spaces will be designated and paving will be accomplished in those areas closest to the building. 2. Curb and gutter will be installed along the perimeter of the entire 3. The entire project will be stoned and ready to receive paving. 4. The existing bond for Storm Water Management will not be reduced nor will any as built drawings be reviewed until all paving is installed. Maintenance of the Storm Water Management System is the responsibility of Rock Church. 5. All landscaping will be completed prior to occupancy. On the basis of our previous discussion we have proceeded with the work, especially the curb and gutter as outlined above. Please forward your approval of the one year extension to my office at your earliest convenience. We have scheduled dedication services for August 4, 5, & 6. We would be greatly honored if you could attend one of the services, please let us know if that is possible. Looking forward to receiving your letter, I ZADM Helping The Vision to Become Reality...

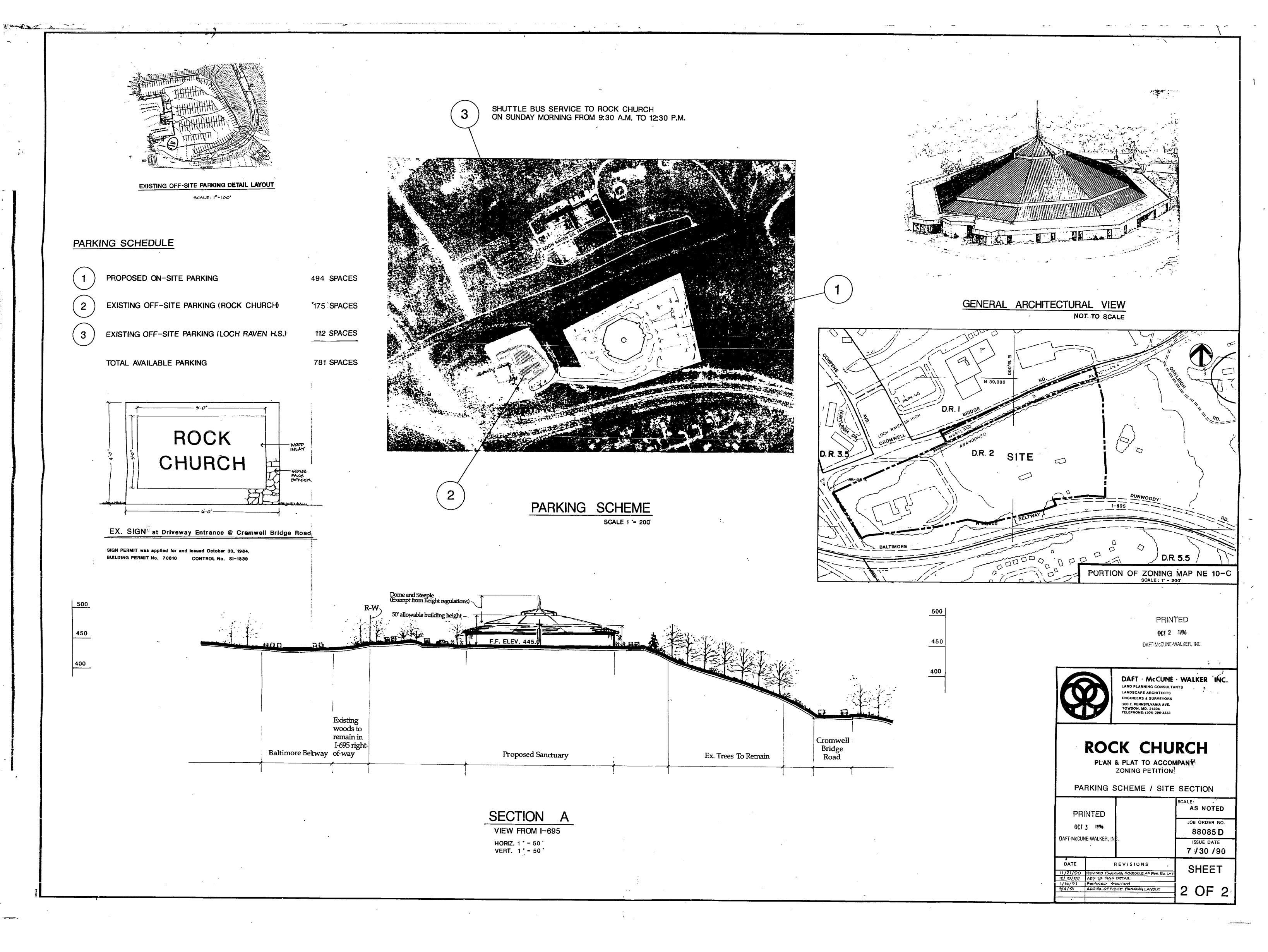
HOPKINS CONSTRUCTION CO





TRANSMITTAL		
DAft-McCune-Walker	r, Inc.	oct - 4 1995
200 East Pennsylvania Towson, Maryland 2 410-296-3333 Fax 296-4705		A Team of Land Planners, Landscape Architects, Engineers, Surveyors & Environmental Professionals
111 West O. Towson, M	County  ning Review  Los apeake At  1D 21204  Samples Relation	Reference: Nock Church  der separate cover: XI via Hand Delven
These are transmitted as class For approval For your use As requested For review and comme	☐ Approved as s ☐ Approved as n ☐ Returned for c	Plan & Plat to Accompany  The Highlights on Plan Selection  Which is the selection of the s
Remarks Revised	plans 30bs 3-96 Cettes	nited to your office as requested - to Deborah C. Dopkin, Esquire.
cc: Chris Tri	on so w/ cop	Signed Charles Main to







Parking Procedures for Church Services

ROCK CHURCH

## Sunday A.M. Services

- 1. A parking lot attendant is stationed at the driveway entrance at Cromwell Bridge Road to monitor parking. They are in place by 8:30 a.m. on Sunday.
- Early arrivals are asked to park on Loch Raven High School's parking lot (band members, choir, users, etc.)
- A van and/or bus shuttles persons up the hill on a rotating schedule. Vehicles are not to be parked on Cownpens Avenue.
- In order to accommodate visitors' parking, attendant allows them to drive up the hill to park on the Church lot.
- Approximately 10:00 a.m. members begin to park on Church lot. Stadium parking is instituted at this time. 6. Handicap parking is available along side of building and is very
- accessible to the building. After service both bus and van begin to take passengers back to their vehicles at Loch Raven High School's parking lot.
- 8. The departure usually takes less than 45 minutes after service on Sunday.

## Sunday P.M. and Thursday P.M. Services

There is not need for the use of Loch Raven High School's parking lot at these services.

There is at least two parking attendants on the existing Rock Church parking lot at all services.

Fib. 2A

October 12, 1990 DMW Project No. 88085.A



October 20, 1990

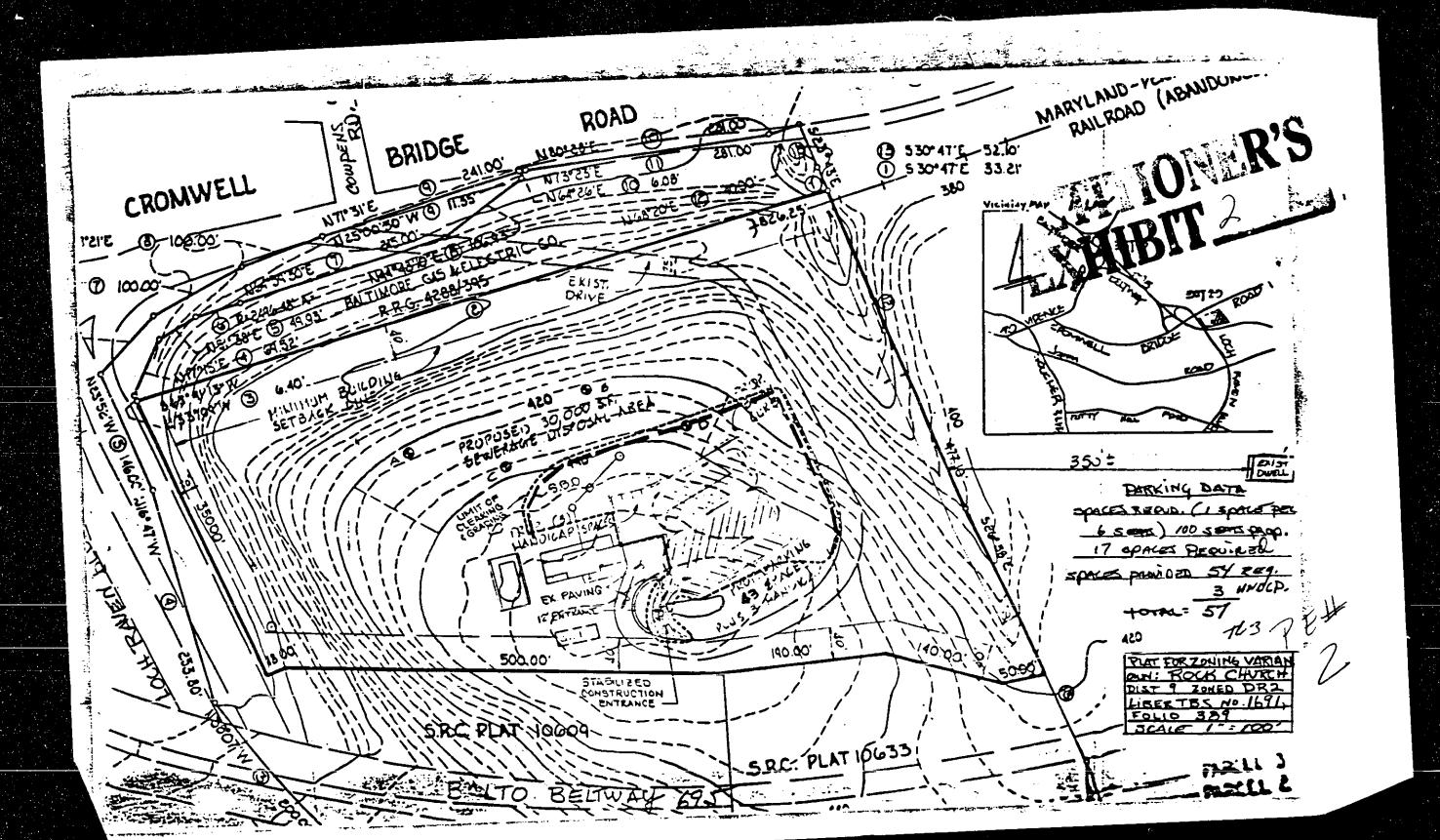
PETITION FOR SPECIAL HEARING

Rock Church, Petitioner

To approve a modified parking plan, pursuant to § 409.12B of the Baltimore County Zoning Regulations, which plan:

- a. Provides some of the required parking more than 500 feet walking distance from the principal building entrance as otherwise required by § 409.7B;
- Permits fewer than 50% of the on-site parking to not have direct access to an aisle and to be parked by direction rather than by an attendant as otherwise required by § 409.4.B.1; and
- c. Provides 112 parking spaces on a satellite lot from which shuttle bus service is provided in lieu of the requirements of § 409.7B and C;
- d. An amendment to the variance and site plan approved in Case No. 85-126A, and conform them to the site plan accompanying this petition, if the Zoning Commissioner deems the same is required.

HELLMAN & REDMOND ATTORNEYS-AT-LAW



PETITION FOR SPECIAL HEARING TO THE ZONING COMMISSIONER OF BALTIMORE COUNTY: The undersigned, legal owner(s) of the property situate in Baltimore County and which is described in the description and plat attached hereto and made a part hereof, hereby petition for a Special Hearing under Section 500.7 of the Baltimore County Zoning Regulations, to determine whether or not the Zoning Commissioner and/or Deputy Zoning Commissioner should approve \_\_\_\_\_ Property is to be posted and advertised as prescribed by Zoning Regulations. I, or we, agree to pay expenses of the above Special Hearing advertising, posting, etc., upon filing of this Petition, and further agree to and are to be bound by the zoning regulations and restrictions of Baltimore County adopted pursuant to the Zoning Law for Baltimore County. I/We do solemnly declare and affirm, under the penalties of perjury, that I/we are the legal owner(s) of the property which is the subject of this Petition. Contract Purchaser: (Type or Print Name) Attorney for Petitioner: 1607 Cromwell Bridge Road (Type or Print Name) Baltimore, Maryland 21234 City and State Name, address and phone number of legal owner, con-405 Allegheny Avenue tract purchaser or representative to be contacted Towson, Maryland 21204 City and State 661 -4408-Attorney's Telephone No.: 825-1099 ORDERED By The Zoning Commissioner of Baltimore County, this \_\_\_\_\_day 1990, that the subject matter of this petition be advertised, as required by the Zoning Law of Baltimore County, in two newspapers of general circulation throughout Baltimore County, that property be posted, and that the public hearing be had before the Zoning Commissioner of Baltimore County in Room 106, County Office Building in Towson, Baltimore Zoning Commissioner of Baltimore County Z.C.O.—No. 1



Maryland Department of Transportation State Highway Administration

Richard H. Trainor Secretary Hal Kassoff Administrator

August 23, 1990

PDMS No. 131113

RE: Contract No. B 635-101-472 Interstate Route 695 (Baltimore Beltway) MD Route 140 to MD route 702

Hellman and Redmond Attorneys-At-Law 405 Allegheny Avenue Towson, Maryland 21204

ATTN.: Ms. Deborah C. Dopkin

Ladies and Gentlemen:

This is a follow-up to our July 30, 1990 letter to you in which we committed to providing you with an answer on the future Baltimore Beltway improvements as they relate to the Rock Church.

On August 22, 1990, members of the study team on the Beltway project met with Administrator Kassoff to present the options which were studied for mainline improvements to the Beltway in the area adjacent to the Rock Church. Upon conclusion of the presentations, Mr. Kassoff agreed that we should pursue the Beltway improvement option which accommodates future widening within current SHA right-of-way limits. Therefore, no reservation of "future rights-of way" will be required from the Rock Church for Baltimore Beltway improvements. We will contact the appropriate authorities in Baltimore County to make them aware of this decision.

If you have any other questions with regard to this matter, please feel free to contact me or the Project Manager, Mr. Robert Sanders. Bob's telephone number is 333-1106.

Very truly yours, Louis H. Ege, Jr. Deputy Director Office of Planning and Preliminary Engineering Project Manager To Project Planning Devision Robert K. Sanders

LHE/RKS/rs

cc: Mr. C. Robert Olsen Mr. Neil J. Pedersen Mr. John Contestabile Mr. Larry Brocato
My telephone number is (30

Teletypewriter for Impaired Hearing or Speech 383-7555 Baltimore Metro - 565-0451 D.C. Metro - 1-800-492-5062 Statewide Toll Free 707 North Calvert St., Baltimore, Maryland 21203-0717

8808BA

November 8, 1989

Mr. Mel Munk Rock Church 1607 Cromwell Bridge Road Baltimore, MD 21234

Dear Mr. Munk:

The Rock Church has the permission of Loch Raven High School to use its parking lot on Sunday mornings from 9:30 A.M.-12:30 P.M. for overflow parking.

In the event that our parking lot will be unavailable on a particular Sunday, we will notify you in advance.

Berbern B Rusell Barbara B. Russell Assistant Principal

BBR/bwm

YH 3I''

RESTRICTIVE COVENANT AGREEMENT

THIS AGREEMENT entered into this Adv of Discounted, 1990, by and between THE HURCH OF BALTIMORE (the 1990) ROCK CHURCH OF BALTIMORE (the "Church") having an address of 1607 Cromwell Bridge Road, Baltimore, Maryland 21234 and CROMWOOD, COVENTRY, SATYR HILL COMMUNITY ASSOCIATION, INC., a Maryland non-profit corporation (the "Association") having an address of 1815 Cromwood Road, Baltimore, Maryland 21234, and those property owners who are Association members whose signatures are affixed hereto (the said property owners and the Association hereinafter collectively referred to as the "Community").

RECITALS

- A. The Church is the owner of a 15.09 ± acre tract of land (the "Property") located on the South side of Cromwell Bridge Road in the Ninth Election District of Baltimore County, Maryland; as more particularly described in those deeds recorded among the Land Records of Baltimore County, Maryland in Liber 6995, folio 577, and Liber 7551, folio 225, and shown on Exhibit A attached hereto and made a part
- B. The Church proposed to develop the Property with a 57,240 square foot sanctuary building containing approximately 3,100 seats, related offices and facilities, together with parking and other related site amenities (the "Project"); and it has heretofore filed a development plan for the Project with the County Review Group of Baltimore County, Maryland (the "CRG Plan") pursuant to Baltimore County Code, \$22-55, et seq; and it has further heretofore filed a zoning petition and plat (the "Zoning Plat") for the Project with the Zoning Commissioner of Baltimore County, Maryland pursuant to the Baltimore County Zoning Regulations.
- C. The Community is comprised of individual property owners and an association of property owners whose properties are in proximity to the Church Property.

BALTIMORE COUNTY PUBLIC SCHOOLS Towson, Maryland – 21204 Robert Y. Dubel, Superintendent

September 26, 1990

Ms. Deborah Dopkin 405 Allegheny Avenue Towson, Maryland 21204

Dear Ms. Dopkin:

As discussed recently by phone, the authority to grant use of a school parking lot in Baltimore County Public Schools rests with the principal or his/her designee, in conjunction with the Department of Grounds. Typically, the school administrator will request an Application for Use of School Facilities be completed. The school administrator will then either sign off on the application or place the approval in letter form. Leases are not used for granting approval for the use of parking lots.

I hope this information has been of assistance to you. Please don't hesitate to contact me if questions arise at 887-4114.

BALTIMORE COUNTY PUBLIC SCHOOLS TOWSON, MARYLAND 21204

1. Read carefully the Rules and Regulations on the

APPLICATION (For Applicant Use Only)

MELVIN

MONDAY

TUESDAY

WEDNESDAY

THURSDAY

SATURDAY

ROCK CHURCH

USE OF PARKING LOT

OVERFLOW PARKING

TIME REQUIRED

1900A 100 P 35 4 140

- y A T - 7/14 L

☐ AUDIO

Having read and agreed to the regulations governing the use of school facilities described on the reverse side, we, the undersigned,

being duly authorized representatives of the above organization, do hereby request the use of the facilities as described above.

INSTRUCTIONS

DATE[S] OF ACTIVITY [Mo./Day/Yr.]

Kenneth J. Kroski Executive Assistant Division of Physical Facilites

KJK:pv #002

FOR USE OF SCHOOL FACILITIES

LOCH RAVEN HIGH SCHOOL

140 FOR USE OF KITCHEN APPLY THROUGH CAFETERIA MANAGER

EXHIBIT 10

☐ LIGHTING ☐OTHER

DISTRIBUTION: WHITE—SCHOOL PRINCIPAL, YELLOW—GROUP OR ORGANIZATION, GREEN—OFFICE OF SAFETY & SECURITY, BLUE—CHIE.

1607 CROMWELL BRIDGE POAD 1882-2238

PARKING

On: 10-28-90 From: 6-30-91

NO. OF APPROX. TOTAL HRS. CLASS-ROOMS AUD. GYM CAFE SPECIAL ROOM (Specify) (Specify)

OCTOBER 30,1990

RE: ROCK CHURCH HEARING

MR. ZONING COMMISIONER,

THE HUNT-LEIGH TOWNHOUSE ASSOCIATION IS LOCATED AT THE SOUTHWEST CORNER OF CROMWELL BRIDGE ROAD AND COWPENS AVENUE. HENCE, THE DEVELOPMENT OF THE ROCK CHURCH PROPERTIES IS OF VITAL INTEREST TO OUR ASSOCIATION.

PASTOR BART PIERCE HAS BEEN VERY INFORMATIVE REGARDING PRESENT DEVELOPMENT PROCEEDINGS. HE HAS SHOWN GREAT CONCERN REGARDING THE IMPACT OF THIS PROJECT ON THE SURROUNDING COMMUNITIES AND MORE IMPORTANTLY, THE ENVIRONMENT.

I HAVE PASSED ON THE INFORMATION PROVIDED BY PASTOR PIERCE TO OTHER ASSOCIATION MEMBERS AND OUR CONCLUSIONS CONCUR. THE STACK-UP PARKING PROPOSED BY THE ROCK CHURCH SHOULD BE PERMITTED AND BECOME PART OF ITS MASTER PLAN. THE ECOLOGICAL SIGNIFICANCE OF LIMITING EXCAVATION WE FEEL IS VITAL. ALSO, THE RETAINMENT OF TREES FOR SCREENING WILL BENEFIT ALL COMMUNITIES.

I APOLOGIZE FOR NOT BEING ABLE TO PRESENT OUR APPROVAL FOR THE ROCK CHURCH'S HEARING TODAY, BUT I AM SURE THIS LETTER WILL SUFFICE. THANK YOU.

> SINCERELY, GUÉ J. STRATAKIS PRESIDENT

Michael P. Tanczyn, P.A. Suite 106, 606 Baltimore Avenue Towson, Maryland 21204 (301) 296-8823 (301) 296-8824 FAX (301) 296-8827

January 16, 1991

Honorable Ann M. Nastarowicz Baltimore County Deputy Zoning Commissioner 111 West Chesapeake Avenue Towson, MD 21204

Re: Case No. 91-94-SPH The Rock Church Petition

Dear Ms. Nastarowicz:

On behalf of The Cromwood-Coventry-Satyr Hill Association, Inc. and individual protestants who are members thereof I am writing to advise you that an agreement has been reached by my clients and The Rock Church, the Petitioner herein.

Under the terms of the agreement which we would place on the record when the hearing resumes on January 17, 1991, my clients will request at the conclusion of the case and if you decide to approve the Petitioner's request that you impose reasonable conditions as to hours of operation and uses proposed for the facility to those testified to by the Petitioner's witnesses.

Having made that request and pursuant to the agreement for my clients mentioned above I withdraw our opposition to the Petition of The Rock Church with only one proviso. In the event The Rock Church claims the agreement has been breached by my clients, we reserve the right to re-enter our appearance and participate in this case.

I believe that this summarizes my clients' current position consistent with the agreement reached with the Petitioner. If you have any further questions of me, please feel free to contact me.

Very truly yours,

Nuhoel P. Toneyy Michael P. Tanozyn

cc: Cromwood-Coventry-Satyr Hill Assoc., Inc. Mr. C. Kent Merchant Deborah C. Dopkin, Esq.

FILE 3.20-91

## RESTRICTIVE COVENANT AGREEMENT

THIS AGREEMENT entered into this \_\_\_\_ day of March, 1991, by and between THE ROCK CHURCH OF BALTIMORE (the "Church") having an address of 1607 Cromwell Bridge Road, Baltimore, Maryland 21234 and THE CHATTERLEIGH ASSOCIATION, INC. a Maryland non-profit corporation (the "Association") having an address C/O John W. Pfeifer, Esquire, Suite 100, 326 St. Paul Place, Baltimore, Maryland 21202-2131, and those property owners who are Association members whose signatures are affixed hereto (the said property owners and the Association hereinafter collectively referred to as the "Community").

## RECITALS

- A. The Church is the owner of a 15.0 ± acre tract of land (the "Fifteen Acre Parcel") and of an 8.8 ± acre tract of land (the "Eight Acre Parcel") (collectively, the "Property") located on the South side of Cromwell Bridge Road in the Ninth Election District of Baltimore County, Maryland; as more particularly described in those certain deeds recorded among the Land Records of Baltimore County, Maryland in Liber 6995, folio 577, Liber 6315, folio 619 and Liber 7551, folio 225, and shown on Exhibit A attached hereto and made a part hereof.
- The Church intends to develop the Fifteen Acre Parcel with a 57,240 square foot sanctuary building containing approximately 3,100 seats, related offices and facilities, together with parking and other related site amenities (the "Project"); and it has heretofore filed a development plan for the Project with the County Review Group of Baltimore County, Maryland (the "CRG Plan") pursuant to Baltimore County Code, \$22-55, et seq, which plan has been approved by Baltimore County; and the Church has further heretofore filed a zoning petition and plat (the "Zoning Plat") for the Project with the Zoning Commissioner of Baltimore County, Maryland pursuant to the Baltimore County Zoning Regulations.



## PETITIONER'S EXHIBITS

- Site Plan dated 10/23/90
- Site Plan from previous Case No. 85-126-A
- Ltr. from Louis H. Ege, Jr. (SHA) dated 8/23/90
- Ltr. from Barbara B. Russell, Asst. Principal, Loch Raven Sr.

Ltr. from Kenneth J. Kroski, Exec. Asst., Baltimore County Public Schools dated 9/26/90

Ltr. from Gus J. Stratakis, President, Huntleigh Circle Associa-

Ltr. from Michael P. Tanczyn, Esquire dated 1/16/91 Restrictive Covenant Agreement dated 1/14/91

Site Plan dated 1/11/91 (printed 1/16/91)

Site Plan dated 1/11/91 (printed 1/14/91)

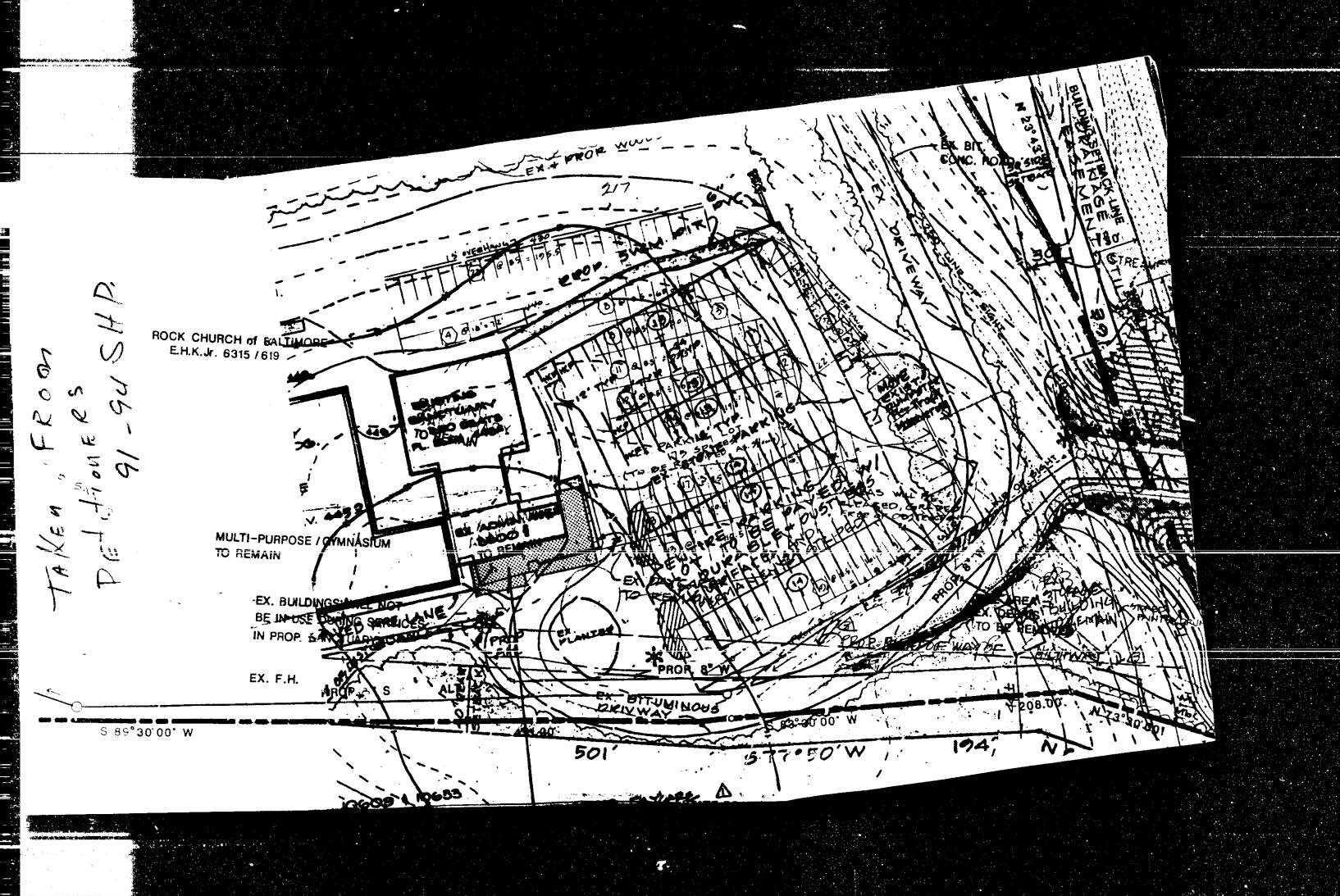
Parking Procedures for Rock Church dated 10/12/90

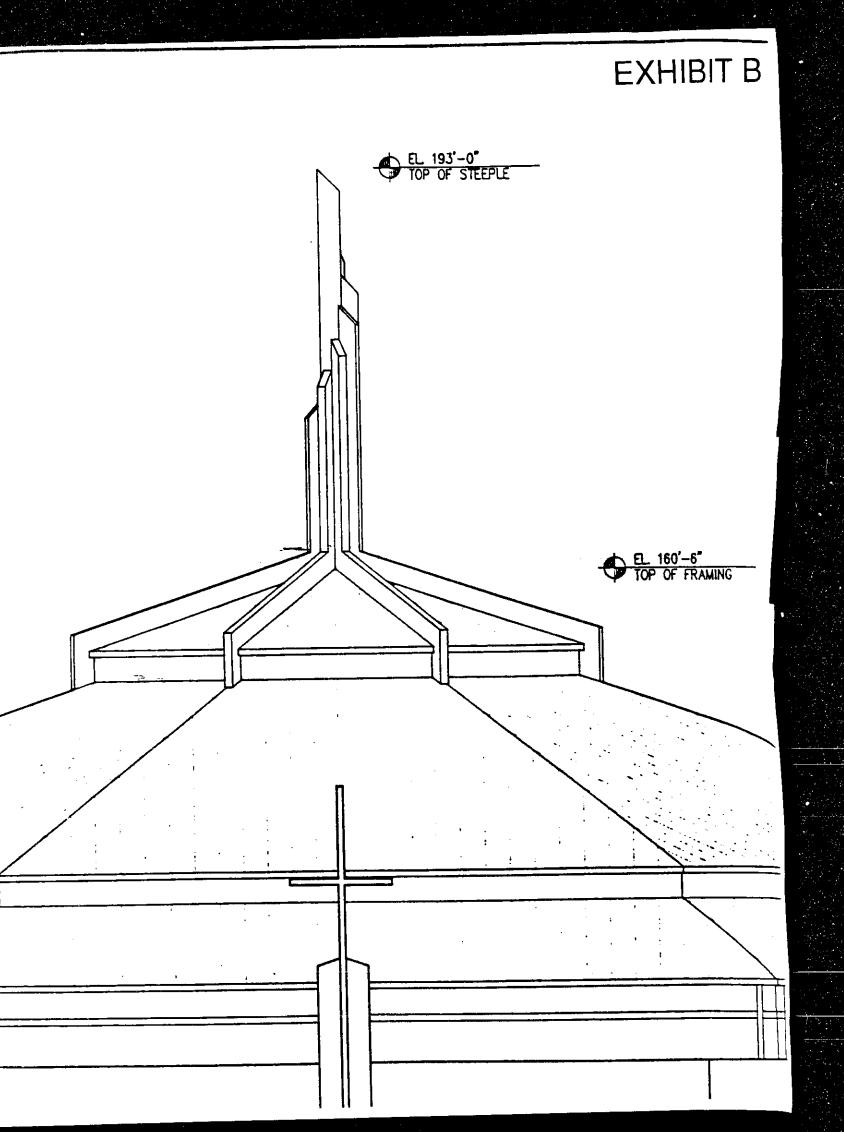
Photographs of site

Copy of Petition

A) Plat dobs 3/5/9,

#91-94-5PN





# The Chatterleigh Association EXHIBIT D-2

477 Lean Court 1026-1108 Metfield Road 1207-1227 Brook Hollow Road 1-8 New FOREST COURT 1200 - 1307 Brook Meadow Drive 1100-1121 Ryegate Raed 1-6 Dackley Court 1102-1220 Tenfield Road ... 1100 - 1103 Caudor Court 3-6 Walker Court 1103-1124 Chatterleigh Circle ... 1000-1146 Concorpia Drive 1022-1200 Cowpens Avenue ... J-8 Drake Court ... 1000-1005 Dunblane Rad 1-5 glenluce Court 1000-1140 green Acre Red 1-7 Helm Cour 1001- 1004 Kirkedm Rd

3-13 Linlow Court

